

# HOUSE . . . . . No. 938

By Mr. Festa of Melrose, petition of Michael E. Festa and David Paul Linsky for legislation to reform criminal sentencing guidelines. The Judiciary.

## The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

# AN ACT REFORMING CRIMINAL SENTENCING GUIDELINES.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

# CRIMINAL SENTENCING REFORM ACT

1 SECTION 1. The General Laws, as appearing in the 2002 Official  
2 Edition, are hereby amended by inserting after chapter 211F the  
3 following chapter:—

**CHAPTER 211G.**  
**SENTENCING GUIDELINES.**

6     Section 1. Definitions. As used in this chapter the following  
7 words shall have the following meanings:—

8 "Adjudication of delinquency", a determination or finding pur-  
9 suant to section 58 of chapter 119 that a juvenile is a delinquent  
10 child.

11     “Continuance without a finding”, a disposition pursuant to section 18 of chapter 278, following a guilty plea or an admission to sufficient facts to warrant a finding of guilty, that continues a case without a finding of guilt to a specific date to be dismissed if the defendant adheres to the conditions of the continuance.

16 “Conviction”, a finding or verdict of guilt for a criminal offense  
17 or an adjudication as a youthful offender pursuant to section 58 of  
18 chapter 119.

19 "Criminal history group", the classification of an offender's pre-  
20 vious record of predicate offenses as set forth on the horizontal axis  
21 of the sentencing guidelines grid.

22 "Departure from the guidelines", a sentence imposed outside the  
23 sentencing range contained in the applicable grid cell for the partic-  
24 ular offense.

25     “Governing offense”, the offense having the highest offense seri-  
26 ousness level among multiple offenses arising out of the same crim-  
27 inal conduct.

28     “Grid cell”, the intersection on the sentencing guidelines grid  
29 between the offense seriousness level and the criminal history group.

30     “Intermediate sanction”, a nonincarcerative sentence, or portion  
31 thereof, which includes a level of restriction, such as standard proba-  
32 tion, intensive supervision probation, community service, home con-  
33 finement, and day reporting, and which may be coupled with  
34 components, such as residential programming, substance abuse treat-  
35 ment, restitution, continuing education, vocational training, special  
36 education, and psychological counseling.

37     “Mandatory minimum sentence”, the provision of a criminal  
38 penalty for a particular offense which specifies the minimum term of  
39 incarceration and prohibits suspension of any sentence, placement  
40 on file, continuance without a finding, probation, or release on  
41 parole until the minimum term of imprisonment has been served.

42     “Master crime list”, the list in which offenses in Massachusetts  
43 currently punishable by a term of imprisonment are ranked for pur-  
44 poses of the sentencing guidelines.

45     “Offense seriousness levels”, the categories for ranking criminal  
46 offenses as set forth in the master crime list and on the vertical axis  
47 of the sentencing guidelines grid.

48     “Post-incarceration supervision”, a period of parole supervision to  
49 commence upon a prisoner’s release from a sentence of imprison-  
50 ment where the prisoner has served the full sentence within a correc-  
51 tional facility.

52     “Predicate offense”, a conviction, an adjudication as a youthful  
53 offender, a continuance without a finding of an adult felony offense  
54 or of a youthful offender offense, or an adjudication of delinquency  
55 for classifications in offense seriousness levels 5 through 9 inclusive,  
56 which are used to determine a person’s criminal history group.

57     “Same criminal conduct”, any 2 or more offenses committed  
58 during a single criminal incident.

59     “Sentencing commission”, the Massachusetts sentencing commis-  
60 sion as defined in section 1 of chapter 211E.

61     “Sentencing event”, an appearance before a court of competent  
62 jurisdiction during which sentence is imposed for 1 or more convic-  
63 tions or adjudications of delinquency.

64     “Sentencing guidelines”, all provisions set forth in this chapter  
65 which direct or guide judges in sentencing.

66     “Sentencing guidelines grid”, the sentencing matrix, with offenses  
67 classified on a vertical axis and criminal history groups classified on  
68 a horizontal axis, and which contains a sentencing guidelines range  
69 within each grid cell.

70     “Sentencing guidelines range”, the range of any sentence,  
71 including the range of intermediate sanctions, which may be  
72 imposed in each grid cell without constituting a departure from the  
73 sentencing guidelines.

74     “Split sentence”, a sentence to a house of correction which is sus-  
75 pended in part and includes a specified period of incarceration fol-  
76 lowed by a specified period of probation or intermediate sanction  
77 or both.

78     “Staircased offense”, a criminal offense which is ranked in more  
79 than 1 offense seriousness level on the basis of the existence of a  
80 specified factor.

81     “Statutory minimum sentence”, the provision of a criminal  
82 penalty for a particular offense which does not require the imposi-  
83 tion of incarceration, but specifies the minimum term of incarcera-  
84 tion, when incarceration is imposed.

85     Section 2. There are established sentencing guidelines in the form  
86 of a sentencing guidelines grid with offenses classified on the ver-  
87 tical axis according to seriousness and criminal history classified on  
88 the horizontal axis according to severity. Within each grid cell there  
89 is a sentencing guidelines range, consistent. The sentencing guide-  
90 lines grid includes 3 sentencing guidelines zones:— (1) an incarcera-  
91 tion zone, where only a sentence to incarceration is within the  
92 sentencing guidelines range and a sentence to an intermediate sanc-  
93 tion constitutes a departure from the sentencing guidelines; (2) a dis-  
94 cretionary zone, where either a sentence to incarceration or a  
95 sentence to an intermediate sanction are within the sentencing guide-  
96 lines range; and (3) an intermediate sanction zone, where only a sen-  
97 tence to an intermediate sanction is within the sentencing guidelines  
98 range and a sentence to incarceration constitutes a departure from  
99 the sentencing guidelines. The following sentencing guidelines grid  
100 shall be used as a basis for sentencing for convictions of all applic-  
101 able offenses for which incarceration is a possible sanction under  
102 existing statutes, except for those offenses with mandatory minimum  
103 sentences.

**Criminal History Group**

<b>Offense Seriousness Level</b>	<b>A No/Minor Record</b>	<b>B Moderate Record</b>	<b>C Serious Record</b>	<b>D Violent Repetitive</b>	<b>E Serious Violent</b>
9	Life	Life	Life	Life	Life
8	96 - 144 Mos. IS-IV IS-III IS-II	108 - 162 Mos. IS-IV IS-III IS-II	120 - 180 Mos. IS-IV IS-III IS-II	134-216 Mos. IS-IV IS-III IS-II	204 - 306 Mos.
7	60 - 90 Mos. IS-IV IS-III IS-II	68 - 102 Mos. IS-IV IS-III IS-II	84 - 126 Mos. IS-IV IS-III IS-II	108 - 162 Mos. IS-IV IS-III IS-II	160 - 240 Mos.
6	40 - 60 Mos. IS-IV IS-III IS-II	45 - 67 Mos. IS-IV IS-III IS-II	50 - 75 Mos. IS-IV IS-III IS-II	60 - 90 Mos. IS-IV IS-III IS-II	80 - 120 Mos.
5	12 - 36 Mos. IS-IV IS-III IS-II	24 - 36 Mos. IS-IV IS-III IS-II	36 - 54 Mos. IS-IV IS-III IS-II	48 - 72 Mos. IS-IV IS-III IS-II	60 - 90 Mos.
4	0 - 24 Mos. IS-IV IS-III IS-II	3 - 30 Mos. IS-IV IS-III IS-II	6 - 30 Mos. IS-IV IS-III IS-II	20 - 30 Mos. IS-IV IS-III IS-II	24 - 36 Mos.
3	0 - 12 Mos. IS-IV IS-III IS-II IS-I	0 - 15 Mos. IS-IV IS-III IS-II IS-I	0 - 18 Mos. IS-IV IS-III IS-II IS-I	0 - 24 Mos. IS-IV IS-III IS-II	6 - 24 Mos. IS-IV IS-III IS-II
2	IS-III IS-II IS-I	0 - 6 Mos. IS-III IS-II IS-I	0 - 6 Mos. IS-III IS-II IS-I	0 - 9 Mos. IS-IV IS-III IS-II IS-I	0 - 12 Mos. IS-IV IS-III IS-II IS-I
1	IS-II IS-I	IS-III IS-II IS-I	IS-III IS-II IS-I	0 - 3 Mos. IS-IV IS-III IS-II IS-I	0 - 6 Mos. IS-IV IS-III IS-II IS-I

**Sentencing Guidelines Zones**

 Incarceration Zone

 Discretionary Zone

 Intermediate Sanction Zone

**Intermediate Sanctions Levels**

IS-IV 24-Hour Restriction

IS-III Daily Accountability

IS-II Standard Supervision

IS-I Financial Accountability

104     Section 3. The sentencing guidelines grid applies to all offenses  
105    except those with mandatory minimum sentences. All offenses on  
106    the master crime list are ranked according to seriousness. The  
107    offense seriousness level represents the level to which a predicate  
108    offense is to be assigned for purposes of determining the criminal his-  
109    tory group. Where an offense is not found in the master crime list  
110    and does not provide for a mandatory minimum sentence, the judge  
111    shall impose an appropriate sentence as consistent with the sen-  
112    tencing guidelines for similar offenses, as may be, having due regard  
113    for the purposes of sentencing set forth in section 2 of chapter 211E.

114     The master crime list follows:

Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Punishment	Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 1		c. 1 s. 5	c. 1 s. 5		BOUNDARY MARK DAMAGE TO COMMONWEALTH c. 1 s. 5	Misd.				6 months			
Yes 2		c. 3 s. 28A	c. 3 s. 28A		WITNESS FAIL TESTIFY BEFORE GENERAL CT c. 3 s. 28A	Misd.			30 days	1 year			
Yes 1	Noe A	c. 5 s. 1	c. 5 s. 1		PREVAIL WAGE, PRINTER FAIL PAY, SUBSQ. OFF. c. 5 s. 1	Misd.				3 months			
Yes 2		c. 6 s. 131F	c. 6 s. 131F		BLIND AID PROGRAM, FALSE STATEMENT TO c. s. 131F	Misd.				1 year			
Yes 2		c. 6 s. 139	c. 6 s. 141	c. 6 s. 141	BLIND, UNLICENSED SOLICITATION FOR c. 6 s. 139	Misd.			3 months	1 year			
Yes 2		c. 6 s. 178	c. 6 s. 178	c. 6 s. 178	CORR. DISSEMINATE/SEEK UNAWFULLY FALSIFY c. 6 s. 178	Misd.				1 year			
Yes		c. 6 s. 178H(a)			FAILURE TO REGISTER OR VERIFY REGISTRATION INFO BY SEX OFFENDER c. 6 s. 178H	Felony			2 1/2 years		5 years		
Yes		c. 6 s. 178H(a)			FAILURE TO REGISTER OR VERIFY REGISTRATION INFO BY SEX OFFENDER SUBSQ. OFF. c. 6 s. 178H	Felony					5 years		
Yes		c. 6 s. 178H(c)	c. 6 s. 178H(c)	c. 6 s. 178H(c)	FAILURE TO REGISTER OR VERIFY REGISTRATION INFO BY HOMELESS SEX OFFENDER c. 6 s. 178H(c)	Misd.			30 days				
Yes		c. 6 s. 178H(c)	c. 6 s. 178H(c)	c. 6 s. 178H(c)	FAILURE TO REGISTER OR VERIFY REGISTRATION INFO BY HOMELESS SEX OFFENDER 2 AND OFF. c. s. 178H(c)	Felony					5 years		
Yes		c. 6 s. 178H(c)	c. 6 s. 178H(c)	c. 6 s. 178H(c)	FAILURE TO REGISTER OR VERIFY REGISTRATION INFO BY HOMELESS SEX OFFENDER 3RD OR SUBSQ. OFF. c. s. 178H(c)	Felony					5 years		
Yes 2		c. 6 s. 178N	c. 6 s. 183	c. 6 s. 183	SEX OFFENDER REGISTRY INFORMATION, ILLEGAL USE OF c. 6 s. 178N IMPROPER USE OR DISSEMINATION OF MOTOR VEHICLE INSURANCE MERIT RATING BOARD c. 6 s. 183	Misd.			2 1/2 years				
Yes 1	Noe A	c. 6A s. 13	c. 6A s. 13	c. 6A s. 13	INSPECTOR OBSTRUCTIVY OF STANDARDS c. 6A s. 13	Misd.			1 year				
Yes 1	Noe A	c. 7 s. 11	c. 7 s. 11	c. 7 s. 11	ARF INQUIRY, DISTURB, OR WITNESS FAIL TESTIFY AT c. 7 s. 11	Misd.			1 month				
Yes 1	Noe A	c. 7 s. 22 cl. 18 through 19	c. 7 s. 22 cl. 18 through 19	c. 7 s. 22 cl. 18 through 19	PREVAIL WAGE, MEAT OR CLOTHING SUPPLIER FI PAY, 2ND AND SUBSQ. OFF. c. s. 22 cl. 18 through 19	Misd.			3 months				
Yes 2		c. 7A s. 14	c. 9A s. 25	c. 9A s. 25	COMPTROLLER'S EMPLOYEE, PROGRAM VIOL BY c. 7A s. 14 ADDRESS CONFIDENTIALITY PROGRAM, PROVIDE FALSE INFORMATION c. 9A s. 25	Misd.			1 year				
Yes 1		c. 9 s. 27C	c. 9 s. 27C	c. 9 s. 27C	ARCHEOLOGICAL VIOLATION c. 9 s. 27C	Misd.			6 months				
Yes 2		c. 10 s. 30	c. 10 s. 30	c. 10 s. 30	LOTTERY TICKET ALTER/FORGE/COUNTERFEIT/UTTER OR PASS FALSE c. 10 s. 30	Felony			2 years		3 years		
Yes 2		c. 10 s. 30A	c. 10 s. 30A	c. 10 s. 30A	STATE LOTTERY LICENSE/JOB, PROMISE c. 10 s. 30A	Felony			2 1/2 years		3 years		
Yes 2		c. 10 s. 38 through 40	c. 10 s. 40	c. 10 s. 40	STATE LOTTERY EMPLOYEE, IMPERSONATE c. 10 s. 30A	Misd.			1 year				
Yes 2		c. 12 s. 8F	c. 12 s. 8F	c. 12 s. 8F	BEANO GAME, VIOLATIONS c. 10 s. 38 through 40	Misd.			1 year				
Yes 6		c. 12 s. 11J	c. 12 s. 11J	c. 12 s. 11J	CHARITY FILE FALSE ANNUAL REPORT c. 12 s. 8F CIVIL RIGHTS ORDER VIOLATION WITH INJURY c. 12 s. 11	Felony			1 year				
Yes 3		c. 12 s. 11J	c. 12 s. 11J	c. 12 s. 11J	CIVIL RIGHTS ORDER VIOLATION c. 12 s. 11	Misd.			2 1/2 years				

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 3		c. 12 s. 11L		RESTRAINING ORDER VIOLATION BY UNLICENSED HEALTH OR MENTAL HEALTH PROFESSIONAL c. 12 s. 11L	Misd.				2 1/2 years		
Yes 1		c. 12A s. 13		INSPECTOR GENERAL CONFIDENTIALITY VIOL. c. 12A s. 13	Misd.			6 months	6 months		
Yes 1		c. 12A s. 15		INSPECTOR GENERAL CONFIDENTIALITY VIOL. c. 12A s. 15	Misd.			6 months	6 months		
Yes 1	Noe A	c. 15C s. 4(g)		MASSACHUSETTS EDUCATIONAL AUTHORITY, CONFLICT OF INTEREST BY MEMBER c. 15C s. 4(g)	Misd.			1 month			
Yes 2		c. 18 s. 5B		PUBLIC ASSISTANCE FRAUD c. 18 s. 5B	Misd.			1 year	1 year		
Yes 1	Noe A	c. 18 s. 5F		PUBLIC ASSISTANCE, FATHER ABANDON FAMILY FOR PURPOSE OF c. 18 s. 5F	Misd.			3 months	3 months		
Yes 5		c. 19B s. 22	c. 268 s. 1	ADOPTION AND MEDICAL ASSISTANCE FOR INTERSTATE CHILDREN, FALSE STATEMENT c. 18B s. 22	Felony			2 1/2 years	20 years		
Yes 2		c. 19 s. 19		MENTALLY TILL, UNLIC FACILITY FOR 2ND AND SUBSQ. OFF. c. 19 s. 19	Misd.			2 years	2 years		
Yes 2		c. 19B s. 15(e)		MENTALLY RETARDED, UNLIC FACILITY FOR c. 19B s. 15(e)	Misd.			2 years	2 years		
Yes 4		c. 19B s. 15(f)		MENTALLY RETARDED, VIDEOTAPE, AUDIOTAPE, PHOTOGRAPH, OR INTERVIEW WITHOUT CONSENT c. 19B s. 15(f)	Felony			2 1/2 years	5 years		
Yes 2		c. 19C s. 11		DISABLED ABUSER REPORT, RETALIATE FOR c. 19C s. 11	Misd.			1 year	1 year		
Yes 3	Noe A	c. 21 s. through 17A, 18 through 34A, 35	c. 21 s. 42	DEPT. OF ENVIRONMENTAL MANAGEMENT, VIOLATIONS c. 21 s. 1 through 17A, 18 through 34A, 35 through 55	Misd.			1 year	1 year		
Yes 1		c. 21 s. 17B		SCENIC RIVER/STREAM ORDER VIOLATION c. 21 s. 17B	Misd.			6 months	6 months		
Yes 2		c. 21 s. 34C		WASTEWATER TREATMENT VIOLATIONS c. 21 s. 34C	Misd.			1 year	1 year		
Yes 2		c. 21A s. 13		ENVIRONMENTAL CODE, VIOLATE STATE C. 21A s. 13	Misd.			1 year	1 year		
Yes 2		c. 21A s. 14		DREDGED MATERIAL DISPOSAL VIOLATIONS c. 21A s. 14	Misd.			1 year	1 year		
Yes 2		c. 21A s. 19D		HAZARDOUS WASTE CLEANUP, UNLICENSED c. 21A s. 19D	Misd.			1 year	1 year		
Yes 2		c. 21A s. 19J		HAZARDOUS WASTE VIOLATIONS c. 21A s. 19J	Misd.			1 year	1 year		
Yes 2		c. 21B s. through 8	c. 21B s. 15	COAL MINING CEASE TO WORK ORDER VIOLATION c. 21B s. 7 through 8	Misd.			1 year	1 year		
Yes 2		c. 21B s. 10	c. 21B s. 15	MINE FIRES, HEALTH & SAFETY HAZARDS, SUBSQ. OFF. c. 21B s. 10	Misd.			1 year	1 year		
Yes 3		c. 21C s. 5	c. 21C s. 10(a)	HAZARDOUS WASTE, COLLECTION, TRANSPORTATION & STORAGE c. 21C s. 5	Misd.			2 years	2 years		
Yes 4		c. 21C s. 5	c. 21C s. 10(c)	HAZARDOUS WASTE, COLLECTION, TRANSPORTATION & STORAGE c. 21C s. 5	Felony			2 1/2 years	20 years		
Yes 3		c. 21C s. 7	c. 21C s. 10(a)	HAZARDOUS WASTE FACILITY OR LANDFILL VIOLATION c. 21C s. 7	Misd.			2 years	2 years		
Yes 4		c. 21E s. 7	c. 21E s. 11(c)	HAZARDOUS MATERIALS, RELEASE c. 21E s. 7	Felony			2 1/2 years	20 years		
Yes 3		c. 21E s. 9	c. 21E s. 11(b)	HAZARDOUS WASTE ORDER VIOLATION c. 21E s. 9	Misd.			2 years	2 years		
Yes 3		c. 21E s. 11		HAZARDOUS WASTE VIOLATION c. 21E s. 11	Misd.			2 years	2 years		
Yes 1	Noe A	c. 21G s. 7	c. 21G s. 14	WATER, WITHDRAW EXCESS WITHOUT PERMIT c. 21G s. 7	Misd.			180 days	180 days		
Yes 1	Noe A	c. 21G s. 14		WATER MANAGEMENT VIOLATION c. 21G s. 14	Misd.			180 days	180 days		
Yes 1	Noe A	c. 21G s. 17	c. 21G s. 14	WATER EMERGENCY VIOLATION c. 21G s. 17	Misd.			180 days	180 days		

[January]

Offense	Seriousness	Offense Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 21H s. 5	c. 21H s. 8(a)	INCINERATOR VIOLATIONS c. 21H s. 5		Misd.			2 years	2 years		
Yes 2		c. 21H s. 6	c. 21H s. 8(a)	ACID GAS SCRIBBERS, VIOLATIONS c. 21H s. 6		Misd.			2 years	2 years		
Yes 2		c. 21H s. 8	c. 21H s. 8(a)	SOLID WASTE REGULATION VIOLATION c. 21H s. 8		Misd.			2 years	2 years		
Yes 2		c. 21L s. 10	c. 21L s. 21(b)	TOXIC OR HAZARDOUS SUBSTANCE REPORTS, WILLFUL VIOLATION c. 21L s. 10		Misd.			1 year	1 year		
Yes 2		c. 21L s. 11	c. 21L s. 21(b)	TOXICS USE REDUCTION PLAN, WILLFUL VIOLATION c. 21L s. 11		Misd.			1 year	1 year		
Yes 2		c. 21L s. 20	c. 21L s. 21(b)	TRADE SECRET PROTECTION, VIOLATION c. 21L s. 20		Misd.			1 year	1 year		
Yes 2		c. 21L s. 21		TOXICS USE VIOLATION c. 21L s. 21		Misd.			1 year	1 year		
Yes 2		c. 21L s. 13		UNDERGROUND OIL STORAGE TANK VIOLATION c. 21L s. 13		Misd.			2 years	2 years		
Yes		c. 21L s. 2(a)		ENVIRONMENTAL VIOLATION WITH SERIOUS BODILY INJURY c. 21L s. 2(a)		Felony			2 1/2 years	2 1/2 years		
Yes		c. 21L s. 2(b)		ENVIRONMENTAL VIOLATION WITH RISK OF \$25,000 DAMAGE c. 21L s. 2(b)		Felony			20 years	20 years		
Yes 1	Noe A	c. 22C s. 54		REFUSAL TO AID GOVERNOR IN PERFORMANCE OF HIS DUTIES WITHIN CITY LIMITS c. 22C s. 54		Misd.			6 months	6 months	5 years	
Yes 2		c. 22E s. 11		DNA SAMPLE, UNAUTHORIZED DISCLOSURE c. 22E s. 11		Misd.			3 months	3 months		
Yes 2		c. 22E s. 12		DNA SAMPLE, RECEIVE WITHOUT AUTHORIZATION c. 22E s. 12		Misd.			6 months	6 months		
Yes 2		c. 22E s. 13		DNA SAMPLE, TAMPER OR ATTEMPT TO TAMPER WITH c. 22E s. 13		Misd.			6 months	6 months		
Yes 4		c. 22E s. 14		DNA SAMPLE, TAMPER OR ATTEMPT TO TAMPER WITH c. 22E s. 14		Felony			2 1/2 years	2 1/2 years		
Yes 1		c. 23 s. 9H		EMERGENCY, VIOLATE REGUL FOR STATE OF c. 23 s. 9H		Misd.			6 months	6 months		
Yes 1		c. 28A s. 11	c. 28A s. 15	DAY CARE, FOSTER CARE, ADOPTION, UNLICENSED c. 28A s. 11		Misd.			6 months	6 months		
Yes 1		c. 28A s. 14	c. 28A s. 15	ADVERTISEMENT FOR PLACEMENT OR RECEPTION OF CHILDREN, VIOLATION c. 28A s. 14		Misd.			6 months	6 months		
Yes 2		c. 29 s. 66		STATE EMPLOYEE FINANCE VIOLATION BY c. 29 s. 66		Misd.			1 year	1 year		
Yes 1		c. 30 s. 39I		PUBLIC BUILDING CONTRACT FAUL PERFORM c. 30 s. 39I		Misd.			6 months	6 months		
Yes 2		c. 31 s. 74		CIVIL SERVICE VIOLATIONS c. 31 s. 74		Misd.			1 year	1 year		
Yes 2		c. 32 s. 1 through 28	c. 32 s. 24	CONTRIBUTORY RETIREMENT LAW VIOLATION c. 32 s. 1 through 28		Misd.			1 year	1 year		
Yes 2		c. 32 s. 18	c. 32 s. 24(2)	PUBLIC RETIREMENT, FALSE STATEMENT RE: c. 32 s. 18		Misd.			1 year	1 year		
Yes 1		c. 33 s. 13		NATIONAL GUARDSMAN, DISCRIMINATE AGAINST c. 33 s. 13		Misd.			6 months	6 months		
Yes 3		c. 33 s. 16	c. 33 s. 17	NATIONAL GUARDSMAN, CONFLICT OF INTEREST c. 33 s. 16		Felony			2 1/2 years	2 1/2 years		
Yes 1		c. 33 s. 65	c. 33 s. 66	NATIONAL GUARD ENCAMPMENT, TRESPASS ON c. 33 s. 65		Misd.			6 months	6 months		
Yes 1		c. 33 s. 66		NATIONAL GUARDSMAN OR MILITARY RIGHT OF WAY, OBSTRUCT c. 33 s. 66		Misd.			6 months	6 months		
Yes 1		c. 33 s. 99		MILITARY UNIFORM, WEAR WITHOUT AUTHORITY c. 33 s. 99		Misd.			6 months	6 months		
Yes 1		c. 33 s. 123	c. 33 s. 66	ARMORY, INTERRUPT/OBSTRUCT OCCUPIED c. 33 s. 123		Misd.			6 months	6 months		
Yes 1		c. 33 s. 129		ARMORY OR ARMED PARADE, IMPROP c. 33 s. 129		Misd.			6 months	6 months		
Yes 1		c. 33 s. 130		ARMED PARADE REGULATION VIOLATION c. 33 s. 130		Misd.			6 months	6 months		

Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2			c. 38 s. 15	DEATH SCENE PROPERTY, FAIL DELIVER c. 38 s. 15		Misd.		2 years			2 years	
Yes 2			c. 38 s. 18	DEATH SCENE PROPERTY, FAIL DELIVER c. 38 s. 18		Misd.		2 years			2 years	
Yes 1			c. 40 s. 37A	CURFEW VIOLATE c. 40 s. 37A		Misd.		6 months			6 months	
Yes 2			c. 40 s. 39G	WATER SUPPLY, POLLUTE OR PROPERTY, DAMAGE MUNIC c. 40 s. 39G		Misd.		1 year			1 year	
Yes 1	Noe A		c. 40 App.s. 1-12	LOCAL CONTROL OF RENTS AND EVICTIONS, VIOLATIONS, SUBSQ. OFF.	c. 40 App.s. 1-12	Misd.		90 days				
Yes 2			c. 40 App.s. 1-12	LOCAL CONTROL OF RENTS AND EVICTIONS, VIOLATIONS, SUBSQ. OFF.	c. 40 App.s. 1-12	Misd.		1 year			1 year	
Yes 1			c. 41 s. 30	TAX VALUATION, FALSE c. 41 s. 30		Misd.		6 months			6 months	
Yes 2			c. 41 s. 97D	SEXUAL ASSAULT/CONFIDENTIALITY VIOLATION c. 41 s. 97D		Misd.		1 year			1 year	
Yes 1			c. 42 s. 10	BOUNDARY MARK, DAMAGE TO MUNICIPAL c. 42 s. 10		Misd.		6 months			6 months	
Yes 1			c. 42 s. 11	BOUNDARY MARK, DAMAGE TO, WILFUL c. 42 s. 11		Misd.		6 months			6 months	
Yes 2			c. 43 s. 27	MUNICIPAL CONTRACT, EMPLOYEE INTEREST IN c. 43 s. 27		Misd.		1 year			1 year	
Yes 1			c. 43 s. 92	CITY COUNCILOR, INTERFERE HIRING OR GIVE ORDERS TO PERSONNEL c. 43 s. 92		Misd.		6 months			6 months	
Yes 1			c. 43 s. 92A	POLITICAL CONTRIB TO/FROM CITY EMPLOYEE c. 43 s. 92A		Misd.		6 months			6 months	
Yes 1			c. 43 s. 107	CITY COUNCILOR, INTERFERE HIRING OR GIVE ORDERS TO PERSONNEL c. 43 s. 107		Misd.		6 months			6 months	
Yes 1			c. 43 s. 108	POLITICAL CONTRIB, CITY EMPLOYEE SOLICIT c. 43 s. 108		Misd.		6 months			6 months	
Yes 2			c. 44 s. 46A	MUNICIPAL OFFICER OR EMPLOYEE UNDER INVESTIGATION, FAILURE TO ASSIST INVESTIGATOR c. 44 s. 46A		Misd.		1 year			1 year	
Yes 2			c. 44 s. 62	MUNICIPAL OFFICER, FINANE VIOLATION BY c. 44 s. 62		Misd.		1 year			1 year	
Yes 1			c. 46 s. 30	BIRTH, MARRIAGE, OR CERTIFICATE VIOLATION c. 46 s. 30		Misd.		6 months			6 months	
Yes 1	Noe A		c. 48 s. 11	FOREST WARDEN, FAIL AID c. 48 s. 11		Misd.		2 months			2 months	
Yes 1	Noe A		c. 48 s. 13	FIRE IN OPEN SET c. 48 s. 13		Misd.		1 month			1 month	
Yes 1	Noe A		c. 49 s. 23	WILFUL INJURY OF A POUND c. 49 s. 23		Misd.		3 months			3 months	
Yes 2			c. 51 s. 52A	VOTER REGISTRATION OFFICE, CAMPAIGN IN c. 51 s. 52A		Misd.		1 year			1 year	
Yes 2			c. 51 s. 54	VOTER REGISTRAR, INTERFERE WITH c. 51 s. 54		Misd.		1 year			1 year	
Yes 1			c. 53 s. 76	CAUCUS VOTER OR OFFICER VIOLATION c. 53 s. 76		Misd.		6 months			6 months	
Yes 1			c. 53 s. 87	CAUCUS OFFICER VIOLATION c. 53 s. 87		Misd.		6 months			6 months	
Yes 1			c. 54 s. 23	ELECTION SUPERVISOR, VIOLATION c. 54 s. 23		Misd.		6 months			6 months	
Yes 2			c. 54 s. 27	VOTING MACHINE/BOX, TAMPER WITH c. 54 s. 27		Misd.		1 year			1 year	
Yes 1			c. 54 s. 68	ELECTION RESULTS, PREMATURELY CLOSE c. 54 s. 68		Misd.		6 months			6 months	
Yes 2			c. 54 s. 91A	c. 56 s. 1	VOTER LIST, FALSE, SPECIALLY QUALIFIED VOTER c. 54 s. 91A	Misd.		1 year			1 year	
Yes 2			c. 54 s. 91A	c. 56 s. 2	VOTER REGISTRATION VIOLATION, SPECIALLY QUALIFIED VOTER c. 54 s. 91A	Misd.		1 year			1 year	
Yes 1			c. 54 s. 91A	c. 56 s. 3	NEGLECT OF DUTY, SPECIALLY QUALIFIED VOTER c. 54 s. 91A	Misd.		6 months			6 months	

Offense Seriousness Grid	Level	Notes	Offense Reference	Offense Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	2		c.54 s. 91A	c. 56 s. 5	RESIDENT LIST; FALSE INFORMATION, SPECIALLY QUALIFIED VOTER c. 54 s. 91A							
Yes	2		c.54 s. 91A	c. 56 s. 6	VOTER QUALIFICATION, PERJURY AS TO, SPECIALLY QUALIFIED VOTER c. 54 s. 91A	1 year						
Yes	2		c.54 s. 91A	c. 56 s. 7	VOTER QUALIFICATION, ABET PERJURY AS TO, SPECIALLY QUALIFIED VOTER	Misd.						
Yes	2		c.54 s. 91A	c. 56 s. 8	VOTER, FALSE REGISTRATION OR ATTEMPTS, SPECIALLY QUALIFIED VOTER	Misd.						
Yes	2		c.55 s. 2	c. 55 s. 2	CANDIDATE FAIL KEEP CONTRIBUTION LISTS c. 55 s. 2	Misd.						
Yes	2		c.55 s. 3	c. 55 s. 3	FINANCE COMMITTEE HEARING SECRECY, VIOLATION OF c. 55 s. 3	Misd.						
Yes	2		c.55 s. 5	c. 55 s. 5	POLITICAL OR WARD COMMITTEE VIOLATION c. 55 s. 5	Misd.						
Yes	2		c.55 s. 6	c. 55 s. 6	POLITICAL COMMITTEE VIOLATIONS c. 55 s. 6	Misd.						
Yes	2		c.55 s. 6A	c. 55 s. 6	CONTRIBUTIONS FROM POLITICAL ACTIVIST COMMITTEES, VIOLATION c. 55 s. 6A	Misd.						
Yes	2		c.55 s. 6B	c. 55 s. 6	BALLOT QUESTION COMMITTEE CONTRIBUTION, VIOLATION c. 55 s. 6B	Misd.						
Yes	2		c.55 s. 7	c. 55 s. 7	CAMPAIGN CONTRIBUTION OR EXPENDITURE IMPROPER c. 55 s. 7	Misd.						
Yes	2		c.55 s. 7A	c. 55 s. 7	CAMPAIGN CONTRIBUTION FROM INDIVIDUAL, VIOLATION c. 55 s. 7A	Misd.						
Yes	2		c.55 s. 8	c. 55 s. 8	CAMPAIGN CONTRIB. IMPROP CORPORATE c. 55 s. 8	Misd.						
Yes	2		c.55 s. 9	c. 55 s. 9	CAMPAIGN CONTRIB OR EXPENDITURE \$450 CASH, VIOLATION c. 55 s. 9	Misd.						
Yes	2		c.55 s. 10	c. 55 s. 10	CAMPAIGN CONTRIB BY TRUST/ASSOC OR IN FALSE NAME, UNLAW c. 55 s. 10	Misd.						
Yes	2		c.55 s. 11	c. 55 s. 11	CANDIDATE SOLICITED DONATION VIOLATION c. 55 s. 11	Misd.						
Yes	2		c.55 s. 13	c. 55 s. 13	PUBLIC EMPLOYEE TAKE POLITICAL DONATION c. 55 s. 13	Misd.						
Yes	2		c.55 s. 14	c. 55 s. 14	PUBLIC BUILDING, POLITICAL DONATION IN c. 55 s. 14	Misd.						
Yes	2		c.55 s. 16B	c. 55 s. 16B	POLITICAL CONTRIBUTIONS, FORCED c. 55 s. 16B	Misd.						
Yes	2		c.55 s. 18	c. 55 s. 18	CAMPAGN FINANCE REPORT FAIL FILE c. 55 s. 18	Misd.						
Yes	2		c.55 s. 18B	c. 55 s. 18B	CAMPAGN FUNDS RAISED FOR NON-RESIDENT CANDIDATE REPORT, FAILURE TO FILE c. 55 s. 18B	Misd.						
Yes	2		c.55 s. 18C(i)	c. 55 s. 18C(i)	CAMPAGN FINANCE REPORT, FAIL FILE ELECTRONIC c. 55 s. 18C(i)	Misd.						
Yes	2		c.55 s. 19	c. 55 s. 19	CAMPAGN FUNDS DEPOSITORY VIOLATION c. 55 s. 19	Misd.						
Yes	2		c.55 s. 22	c. 55 s. 22	REFERENDUM REPORT, CORPORATION FAIL FILE c. 55 s. 22	Misd.						
Yes	2		c.55 s. 22A	c. 55 s. 22A	REFERENDUM REPORT, MUNICIPALITY FAIL FILE c. 55 s. 22A	Misd.						
Yes	2		c.55 s. 23	c. 55 s. 23	POLITICAL COMMITTEE RECEIPTS, FAIL ACCT FOR c. 55 s. 23	Misd.						
Yes	2		c.55A s. 2 through 11	c. 55A s. 12	CAMPAGN FINANCE REPORT FAIL FILE c. 55A s. 2 through 11	Misd.						
Yes	2		c.55A s. 12	c. 55A s. 12	STATEWIDE PUBLIC CAMPAIGN FINANCING VIOLATION c. 55A s. 12	Misd.						
Yes	2		c.56 s. 1	c. 56 s. 1	VOTER LIST, FALSE c. 56 s. 1	Misd.						
Yes	2		c.56 s. 2	c. 56 s. 2	VOTER REGISTRATION VIOLATIONS c. 56 s. 2	Misd.						

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c.56.s.3		NEGLECT OF DUTY, REGISTRARS OR ASSISTANTS, LISTING BOARD MEMBERS, OR POLICE OFFICERS c. 56.s. 3	Misd.			6 months			
Yes 2		c.56.s.4		RESIDENT LIST OR VOTER REGISTRAR, FAIL GIVE INFORMATION OR FILE ANNUAL c. 56.s. 4	Misd.		1 year				
Yes 3		c.56.s.5		RESIDENT LIST, FALSE INFORMATION FOR c.56.s. 5	Misd.						
Yes 2		c.56.s.6		VOTER QUALIFICATION, PERJURY AS TO c.56.s. 6	Misd.		1 year				
Yes 2		c.56.s.7		VOTER QUALIFICATION, ABET PERJURY AS TO c. 56.s. 7	Misd.		1 year				
Yes 3		c.56.s.8		VOTER, FALSE REGISTRATION AS OR ATTEMPTS c. 56.s. 8	Misd.						
Yes 2		c.56.s.10		VOTER NOTICELIST, DAMAGE c. 56.s. 10	Misd.		6 months				
Yes 2		c.56.s.11		NOMINATION PAPER/PETITION, FALSE c. 56.s. 11	Misd.		1 year				
Yes 2		c.56.s.11A		NOMINATION PAPER, ALTER DISTRICT ON c. 56.s. 11A	Misd.		1 year				
Yes 2		c.56.s.12		ELECTION OFFICIAL VIOLATION c. 56.s. 12	Misd.		6 months				
Yes 2		c.56.s.13		ELECTION BALLOT, FAIL RECORD CHALLENGED c. 56.s. 13	Misd.		6 months				
Yes 2		c.56.s.14		ELECTION BALLOT, REVEAL CHALLENGED c. 56.s. 14	Misd.		6 months				
Yes 2		c.56.s.14		ELECTION BALLOT, REVEAL CONFIDENTIAL INFORMATION c. 56.s. 14	Misd.		1 year				
Yes 2		c.56.s.16		ELECTION BALLOT, DISPOSE OF IMPROP c. 56.s. 16	Misd.		1 year				
Yes 2		c.56.s.19		ELECTION RESULTS, CERTIFY FALSE c. 56.s. 19	Misd.		1 year				
Yes 2		c.56.s.22		ELECTION OFFICIAL FAIL PERFORMANCE DUTY c. 56.s. 22	Misd.		1 year				
Yes 2		c.56.s.23		ELECTION NOTICE, DAMAGE c. 56.s. 23	Misd.		6 months				
Yes 2		c.56.s.25		ELECTION BALLOT, MARK/DISPLAY OR FALSE STATEMENT c. 56.s. 25	Misd.		6 months				
Yes 3		c.56.s.26		VOTE UNLAWFULLY OR ATTEMPTS c. 56.s. 26	Misd.		1 year				
Yes 2		c.56.s.27		VOTE, UNLAWFUL ABSENTEE OR ATTEMPT c. 56.s. 27	Misd.		1 year				
Yes 3		c.56.s.28		VOTE, ABET UNLAWFUL OR ATTEMPT c. 56.s. 28	Misd.		1 year				
Yes 2		c.56.s.29		VOTER, INTERFERE WITH c. 56.s. 29	Misd.		1 year				
Yes 2		c.56.s.32		VOTER, BRIBE c. 56.s. 32	Misd.		1 year				
Yes 2	Note A	c.56.s.33		VOTE, EMPLOYER RETALIATE OR ATTEMPT TO INFLUENCE c. 56.s. 33	Misd.		6 months				
Yes 2		c.56.s.34		CANDIDATE PROMISE PUBLIC POSITION c. 56.s. 34	Misd.		1 year				
Yes 2		c.56.s.37		STATE EMPLOYEE EMPLOYED FOR REFERENDUM c.56.s. 37	Misd.		1 year				
Yes 2		c.56.s.38	c.56.s.39	POLITICAL EDITORIAL SUPPORT, PURCHASE c. 56.s. 38	Misd.		1 year				
Yes 2		c.56.s.39		POLITICAL AD WITHOUT SPONSOR'S NAME c. 56.s. 39	Misd.		1 year				
Yes 2		c.56.s.40		POLITICAL PARTY, UNAUTH USE OF NAME OF c. 56.s. 40	Misd.		6 months				
Yes 2		c.56.s.41		CAMPAIGN MATERIAL, WITHOUT SPONSORS NAME c. 56.s. 41	Misd.		6 months				
Yes 2		c.56.s.41A		POLITICAL ENDORSEMENT, FALSE c. 56.s. 41A	Misd.		6 months				

Offense	Seriousness	Offense Level	Offense Notes	Offense Reference	Offense Penalty Reference	Offense Reference	POLITICAL CANDIDATE OR REFERENDUM, FALSE STATEMENTS c. 56 s. 42	Misd.	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	2			c. 56 s. 42			CANDIDATE SLATE TWO PARTY DESIGNATION c. 56 s. 44	Misd.			6 months	6 months		
Yes	2			c. 56 s. 44			CANDIDATE PAY NATURALIZATION COSTS c. 56 s. 45	Misd.			6 months	6 months		
Yes	2			c. 56 s. 45			DISORDERLY CONDUCT AT POLL c. 56 s. 46	Misd.			6 months	6 months		
Yes	1	Noe A		c. 56 s. 46			ELECTION CAUCUS OFFICER, DISOBEDIENCE c. 56 s. 47	Misd.			1 month	1 month		
Yes	1	Noe A		c. 56 s. 47			ELECTION OFFICIAL, INTERFERE WITH c. 56 s. 48	Misd.			1 month	1 month		
Yes	2			c. 56 s. 48			ELECTION BALLOTS, OBSTRUCT DELIVERY OF c. 56 s. 49	Misd.			1 year	1 year		
Yes	2			c. 56 s. 49			ELECTION BALLOT, MISHANDLE PRIMARY c. 56 s. 50	Misd.			1 year	1 year		
Yes	2			c. 56 s. 50			ELECTION BALLOT, TAMPER WITH OR ATTEMPT c. 56 s. 51	Felony			2 1/2 years	2 1/2 years		
Yes	4			c. 56 s. 51			VOTING MACHINE, TAMPER WITH c. 56 s. 51	Felony			1 year	2 1/2 years	2 1/2 years	5 years
Yes	2			c. 56 s. 52			ELECTION BALLOT, FORGE/DESTROY c. 56 s. 52	Misd.			1 year	1 year		
Yes	2			c. 56 s. 53			ELECTION BALLOT, MARK IMPROPERLY c. 56 s. 53	Misd.			2 1/2 years	2 1/2 years		
Yes	2			c. 56 s. 54			ELECTION BALLOT, REMOVE WHILE POLLS OPEN c. 56 s. 54	Misd.			1 year	1 year		
Yes	2			c. 56 s. 55			ELECTION BALLOT, ALTER/DEPOSIT/REMOVE c. 56 s. 55	Misd.			2 1/2 years	2 1/2 years		
Yes	2			c. 56 s. 56			VOTER REVEAL INFORMATION ON CHALLENGED c. 56 s. 56	Misd.			1 year	1 year		
Yes	1	Noe A		c. 59 s. 33			WAREHOUSE FAIL IDENTIFY DEPOSITORS c. 59 s. 33	Misd.			90 days	90 days		
Yes	2			c. 59 s. 91			TAX LIST, FRAUDULENT PROPERTY c. 59 s. 91	Misd.			1 year	1 year		
Yes	2			c. 61A s. 23			TAX, EVADE BY AGRICULTURAL TAX PROCEDURE c. 61A s. 23	Misd.			1 year	1 year		
Yes	2			c. 62B s. 7			TAX WITHHOLDING VIOLATION BY EMPLOYER c. 62B s. 7	Misd.			1 year	1 year		
Yes	2			c. 62C s. 21			TAX DISCLOSURE, VIOLATION c. 62C s. 21	Misd.			6 months	6 months		
Yes	4			c. 62C s. 73(a)			TAX, ATTEMPT TO EVADE c. 62C s. 73(a)	Felony			5 years	5 years		
Yes	4			c. 62C s. 73(b)			TAX, FAIL COLLECTOR OR PAY OVER c. 62C s. 73(b)	Felony			5 years	5 years		
Yes	2			c. 62C s. 73(c)			TAX RECORDS, RETURN, EST. TAX VIOLATIONS c. 62C s. 73(c)	Misd.			1 year	1 year		
Yes	2			c. 62C s. 73(d)			TAX RETURN, FALSE MISDEMEANOR c. 62C s. 73(d)	Misd.			1 year	1 year		
Yes	2			c. 62C s. 73(e)			TAX WITHHOLDING VIOLATIONS c. 62C s. 73(e)	Misd.			1 year	1 year		
Yes	3			c. 62C s. 73(f)			TAX UNLAWFUL RETURN, EVASION, DOCUMENT, OR EMBEZZLEMENT c. 62C s. 73(f)	Felony			3 years	3 years		
Yes	2			c. 62C s. 73(g)			TAX COMMISSIONER, FALSE STATEMENTS TO c. 62C s. 73(g)	Misd.			1 year	1 year		
Yes	3			c. 62C s. 73(h)			TAX COLLECTOR, CORRUPT OR IMPEDE BY FORCE c. 62C s. 73(h)	Misd.			1 year	1 year		
Yes	2			c. 62C s. 73(h)			TAX COLLECTOR, IMPEDE BY THREATS c. 62C s. 73(h)	Misd.			1 year	1 year		
Yes	2			c. 62C s. 73(i)			SALES OR USE TAX CERTIFICATE, VIOLATION c. 62C s. 73(i)	Misd.			1 year	1 year		
Yes	2			c. 62C s. 74			DISCLOSURE OF INFORMATION BY TAX PREPARER, VIOLATION c. 62C s. 74	Misd.			6 months	6 months		
Yes	2			c. 64A s. 11			TAX VIOLATION, GASOLINE c. 64A s. 11	Misd.			1 year	1 year		
Yes	2			c. 64C s. 2		c. 64C s. 10	CIGARETTES, FAUL DISPLAY LICENSE TO SELL c. 64C s. 2	Misd.			1 year	1 year		

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 64C s. 10		CIGARETTES, LICENSE, VENDING MACHINE VIOLATIONS c. 64C s. 10	Misd.		1 year				
Yes 3		c. 64C s. 34		CIGARETTES, SELL +12000 UNSTAMPED c. 64C s. 34	Felony					5 years	
Yes 2		c. 64C s. 34		CIGARETTES, SELL -12000 UNSTAMPED c. 64C s. 34	Misd.		1 year				
Yes 2		c. 64C s. 35		CIGARETTES, POSSESS -12000 UNSTAMPED c. 64C s. 35	Misd.		1 year				
Yes 3 c.		64C s. 35		CIGARETTES, POSSESS +12000 UNSTAMPED c. 64C s. 35	Felony					5 years	
Yes 3		c. 64C s. 37		CIGARETTE EXCISE STAMP, VIOLATIONS c. 64C s. 37							
Yes 3		c. 64C s. 38		CIGARETTE EXCISE STAMP, SELL c. 64C s. 38							
Yes 2		c. 64D s. 6		DEED EXCISE TAX STAMP, PRODUCE RECORDS OF c. 64D s. 6	Misd.		3 months	2 years			
Yes 2		c. 64D s. 7		DEED EXCISE TAX STAMP, FALSE c. 64D s. 7	Misd.		1 year				
Yes 2		c. 64D s. 8		DEED EXCISE TAX STAMP VIOLATION c. 64D s. 8	Misd.						
Yes 2		c. 64E s. 2	c. 64E s. 11	SPECIAL FUELS, SELL WITHOUT LICENSE c. 64E s. 2	Misd.		1 year				
Yes 2		c. 64F s. 2	c. 64F s. 12	MOTOR CARRIER, UNLICENSED c. 64F s. 2	Misd.		1 year				
Yes 2		c. 64F s. 12		MOTOR CARRIER, FUEL EXCISE TAX VIOLATION c. 64F s. 12	Misd.		1 year				
Yes 2		c. 64J s. 2	c. 64J s. 7	AIRCRAFT FUEL, SALE, DELIVERY, STORAGE OF UNLICENSED c. 64J s. 2	Misd.		1 year				
Yes 2		c. 64J s. 7		AIRCRAFT FUEL TAX VIOLATION c. 64J s. 7	Misd.		1 year				
Yes 3		c. 64K s. 4, 10, 11	c. 64K s. 9	CONTROLLED SUBSTANCE TAX, FAILURE TO PAY c. 64K s. 4, 10, 11	Felony						
Yes 2		c. 65C s. 26		ESTATE TAX, EVADE c. 65C s. 26			2 1/2 years				
Yes 2		c. 65C s. 27		ESTATE TAX VIOLATIONS c. 65C s. 27	Misd.		1 year				
Yes 2		c. 65C s. 28		ESTATE TAX, CONCEAL GOODS TO AVOID FELONY c. 65C s. 28	Felony						
Yes 2		c. 66 s. 15		PUBLIC RECORDS VIOLATION c. 66 s. 15	Misd.		2 years				
Yes 2	c. 68 s. 19 through 35	c. 68 s. 32(d)		CHARITY FUNDRAISING VIOLATIONS c. 68 s. 19 through 35	Misd.		1 year				
Yes 1	Name A	c. 69 App. s. 24(g)		INTEREST; VIOLATION, 69 App. s. 2-4(g)							
Yes 1	Name A	c. 73 App. s. 1-2		MASSACHUSETTS STATE COLLEGE BUILDING AUTHORITY, FINANCIAL INTEREST VIOLATION c. 73 App. s. 1-2	Misd.		1 month				
Yes 1	Name A	c. 75 App. s. 1-2		MASSACHUSETTS STATE COLLEGE BUILDING AUTHORITY FINANCIAL INTEREST; VIOLATION c. 75 App. s. 1-2	Misd.		1 month				
Yes 2		c. 75D s. 11		BUSINESS SCHOOL, UNLICENSED c. 75D s. 11	Misd.		6 months				
Yes 1	Name A	c. 85 s. 9A		FLASHING SIGN IN VIOLATION OF DOH ORDER c. 85 s. 9A	Misd.		30 days				
Yes 2		c. 87 s. 10		TREE/SHRUB, CUTTING/URE ON STATE HWY c. 87 s. 10	Misd.		6 months				
Yes 2		c. 87 s. 11		TREE/SHRUB, WILFULLY INURE ANOTHERS c. 87 s. 11	Misd.		6 months				
Yes 1	Name A	c. 89 s. 7		FAILURE TO YIELD RIGHT OF WAY TO FIRE ENGINE, PATROL VEHICLE, OR AMBULANCE c. 89 s. 7	Misd.		3 months				

[January]

Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 89 s. 7		FAILURE TO YIELD RIGHT OF WAY TO FIRE ENGINE, PATROL VEHICLE, OR AMBULANCE, SUBSQ. OFF. c. 89 s. 7	Misd.					1 year	
Yes 2		c. 90 s. 2		EMISSIONS REGISTER MV WITH IMPROPER OR ATTEMPTS c. 90 s. 2	Misd.					1 year	
Yes 2		c. 90 s. 5(g)		NUMBER PLATE FALSE/APLIC FOR DEALER c. 90 s. 5(g)	Misd.					2 years	
Yes 1	Note A	c. 90 s. 7B	c. 90 s. 20	SCHOOL BUS OVERCROWDED c. 90 s. 7B	Misd.					30 days	
Yes 1	Note A	c. 90 s. 7D	c. 90 s. 20	PLATE TRANSPORT VEHICLE, OVERCROWDED c. 90 s. 7D	Misd.					30 days	
Yes 1	Note A	c. 90 s. 7K		Tires, Sell, Nonconforming c. 90 s. 7K	Misd.					15 days	
Yes 1	Note A	c. 90 s. 7W		EMISSION/SAFETY INSPECTION, UNLICENSED c. 90 s. 7W	Misd.					30 days	
Yes 2		c. 90 s. 19D		WEIGHT OR WEIGHT CERTIFICATE, VIOLATIONS c. 90 s. 19D	Misd.					2 weeks	
Yes 1	Note A	c. 90 s. 20D		PARKING TICKET, MUTILATE c. 90 s. 20D	Misd.					2 years	
Yes 1	Note A	c. 90 s. 23		NUMBER PLATE VIOLATION TO CONCEAL ID c. 90 s. 23	Misd.					1 month	
Yes 1	Note A	c. 90 s. 23		REGISTRATION SUSPENDED, OP MV WITH c. 90 s. 23	Misd.					10 days	
Yes 1	Note A	c. 90 s. 23		LICENSE SUSPENDED, OP MV WITH c. 90 s. 23	Misd.					10 days	
Yes 1	Note A	c. 90 s. 23		LICENSE, EXHIBIT ANOTHER'S c. 90 s. 23	Misd.					10 days	
Yes 2		c. 90 s. 23		LICENSE SUSPENDED, OP MV WITH SUBSQ/OFF c. 90 s. 23	Misd.					10 days	
Yes 2		c. 90 s. 23		REGISTRATION SUSPENDED, OP MV SUBSQ/OFF c. 90 s. 23	Misd.					10 days	
Yes 2		c. 90 s. 23		LICENSE, EXHIBIT ANOTHER'S, SUBSQ. OFF. c. 90 s. 23	Misd.					10 days	
Yes 2		c. 90 s. 23		LICENSE REVOKED AS HTO, OPERATE MV WITH c. 90 s. 23	Misd.					10 days	
No 2	Note D	c. 90 s. 23		LICENSE SUSPENDED FOR OUL, OPERATE MV WITH c. 90 s. 23	Misd.					1 year	
No 2	Note D	c. 90 s. 24(l)(a)(1)		O/LIQUOR OR DRUGS c. 90 s. 24(l)(a)(1)	Misd.					60 days	
No 2	Note D	c. 90 s. 24(l)(a)(1)		O/LIQUOR OR DRUGS, 2ND OFF. c. 90 s. 24(l)(a)(1)	Misd.					60 days	
No 3	Note D	c. 90 s. 24(l)(a)(1)		O/LIQUOR OR DRUGS, 3RD OFF. c. 90 s. 24(l)(a)(1)	Felony					150 Days	
No 4	Note D	c. 90 s. 24(l)(a)(1)		O/LIQUOR OR DRUGS, 4TH OFF. c. 90 s. 24(l)(a)(1)	Felony					12 Months	
No 4	Note D	c. 90 s. 24(l)(a)(1)		O/LIQUOR OR DRUGS, 5TH OFF. c. 90 s. 24(l)(a)(1)	Felony					24 Months	
Yes 2		c. 90 s. 24(2)(a)		RECKLESS OPERATION OF MOTOR VEHICLE c. 90 s. 24(2)(a)	Misd.					2 1/2 years	
Yes 2		c. 90 s. 24(2)(a)		NEGLIGENT OPERATION OF MOTOR VEHICLE c. 90 s. 24(2)(a)	Misd.					2 weeks 2 years	
Yes 2		c. 90 s. 24(2)(a)		RACING MOTOR VEHICLE c. 90 s. 24(2)(a)	Misd.					2 weeks 2 years	
Yes 3		c. 90 s. 24(2)(a)		LEAVE SCENE OF PROPERTY DAMAGE c. 90 s. 24(2)(a)	Misd.					2 weeks 2 years	
Yes 2		c. 90 s. 24(2)(a)		LICENSE, ALLOW ANOTHER TO USE c. 90 s. 24(2)(a)	Misd.					2 weeks 2 years	
Yes 2		c. 90 s. 24(2)(a)		REGISTRATION, FALSE STATEMENT IN APPL FOR c. 90 s. 24(2)(a)	Misd.					2 weeks 2 years	
Yes 2		c. 90 s. 24(2)(a)		LICENSE, FALSE STATEMENT IN APPLIC FOR c. 90 s. 24(2)(a)	Misd.					2 weeks 2 years	
Yes 2		c. 90 s. 24(2)(a)		USE MV WITHOUT AUTHORITY c. 90 s. 24(2)(a)	Misd.					30 days 2 years	
Yes 2		c. 90 s. 24(2)(a)		USE MV WITHOUT AUTHORITY, 2ND OFF. c. 90 s. 24(2)(a)	Felony					30 days	
										2 1/2 years	

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 3		c. 90 s. 24(2)(a)		USEMV WITHOUT AUTHORITY, 3RD AND SUBSQ. OFF. c. 90 s. 24(2)(a)	Felony		6 months	2 1/2 years	2 1/2 years	5 years	
Yes 3		c. 90 s. 24(2)(a)(5)(1)		LEAVE SCENE OF PERSONAL INJURY & DEATH c. 90 s. 24(2)(a)(5)(1)	Misd.		6 months	2 months	2 months		
Yes 4	Noe E	c. 90 s. 24(2)(a)(5)(2)		LEAVE SCENE OF PERSONAL INJURY & DEATH c. 90 s. 24(2)(a)(5)(2)	Felony		1 year	1 year	2 1/2 years	2 1/2 years	10 years
Yes 2		c. 90 s. 24B		RMV DOCUMENT OR SIGNATURE, POSSESS FALE SE/STOLEN, MISUSE/FORGE c. 90 s. 24B	Felony		2 years			5 years	
Yes 2		c. 90 s. 24B		LICENSE, FALSE APPLICATION FOR MV c. 90 s. 24B	Felony		2 years			5 years	
Yes 6	Noe E	c. 90 s. 24G(a)		MOTOR VEH HOMICIDE OUILLOQUOR OR DRUGS & NEGIG c. 90 s. 24G(a)	Felony		1 year	1 year	2 1/2 years	2 1/2 years	15 years
Yes 6	Noe E	c. 90 s. 24G(a)		MOTOR VEH HOMICIDE OUILLOQUOR OR DRUGS & NEGIG c. 90 s. 24G(a)	Felony		1 year	1 year	2 1/2 years	2 1/2 years	15 years
Yes 3		c. 90 s. 24G(b)		MOTOR VEH HOMICIDE BY NEGIGENT OP c. 90 s. 24G(b)	Misd.		30 days	2 1/2 years			
Yes 4	Noe A	c. 90 s. 24G(b)		MOTOR VEH HOMICIDE BY RECKLESS OP c. 90 s. 24G(b)	Misd.		30 days	2 1/2 years			
Yes 4	Noe A	c. 90 s. 24G(b)		MOTOR VEH HOMICIDE OUILLOQUOR OR DRUGS c. 90 s. 24G(b)	Misd.		30 days	2 1/2 years			
Yes 2	Noe B	c. 90 s. 24H		ABANDONED/STOLEN/CRUSHED MV, UNREGISTERED OR IMPROPER REMOVAL c. 90 s. 24H	Misd.		30 days	2 1/2 years			
Yes 4	Noe E	c. 90 s. 24I(1)		OIJ LIQUOR OR DRUGS & SERIOUS INJURY & NEGIGENT c. 90 s. 24I(1)	Felony		6 months	2 1/2 years	2 1/2 years	10 years	
Yes 4	Noe E	c. 90 s. 24L(1)		OIJ LIQUOR OR DRUGS & SERIOUS INJURY & RECKLESS c. 90 s. 24L(1)	Felony		6 months	2 1/2 years	2 1/2 years	10 years	
Yes 3		c. 90 s. 24L(2)		OIJ LIQUOR OR DRUGS & SERIOUS INJURY c. 90 s. 24L(2)	Misd.		6 months	2 1/2 years	2 1/2 years	10 years	
Yes 5		c. 90 s. 28	c. 268 s. 1	MOTOR VEHICLES AND AIRCRAFT, APPEALS AND HEARINGS, SWEAR/AFIRMS FALSELY c. 90 s. 28	Felony		6 months	2 1/2 years	2 1/2 years	10 years	
Yes 2		c. 90 s. 32C	c. 90 s. 32F	LEASE MV VIOLATIONS c. 90 s. 32C	Misd.		30 days	2 1/2 years	2 1/2 years	20 years	
Yes 2		c. 90 s. 32D	c. 90 s. 32F	LEASE MV LESSOR RECORDKEEPING VIOLATION c. 90 s. 32D	Misd.		30 days	6 months	6 months		
Yes 2		c. 90 s. 32E	c. 90 s. 32F	LEASE MV VIOLATIONS c. 90 s. 32E	Misd.		30 days	6 months	6 months		
Yes 2		c. 90 s. 32F	c. 90 s. 32F	LEASE MV OBTAINED BY FRAUD/BAD CHECK c. 90 s. 32F	Misd.		30 days	6 months	6 months		
Yes 2		c. 90 s. 32H		LEASE MOTORCYCLES WITHOUT LICENSE c. 90 s. 32H	Misd.		30 days	6 months	6 months		
Yes 2		c. 90 s. 34B		INSURANCE CERTIFICATE, FALSE/MOTOR VEH c. 90 s. 34B	Misd.		1 year				
Yes 2		c. 90 s. 34F		SELF-INSURER FAIL NOTIFY OF SUIT c. 90 s. 34F	Misd.		1 month	1 year	1 year		
Yes 2		c. 90 s. 34J		UNINSURED MOTOR VEHICLE c. 90 s. 34J	Misd.		1 month	6 months	6 months		
Yes 2		c. 90 s. 35B	c. 90 s. 44	AIRPORT RUNWAY, STRUCTURE TOO HIGH NEAR c. 90 s. 35B	Misd.		1 month	6 months	6 months		
Yes 2		c. 90 s. 39B	c. 90 s. 44	AIRCRAFT OPERATION IN VIOL MUNIC REGUL c. 90 s. 39B	Misd.		1 month	6 months	6 months		
Yes 2		c. 90 s. 40	c. 90 s. 44	AIRCRAFT, LICENSE, REGISTRATIONS, USE VIOLATIONS c. 90 s. 40	Misd.		1 month	6 months	6 months		
Yes 2		c. 90 s. 40A	c. 90 s. 44	AIRPORT APPROACH REGULATIONS, VIOL MUNIC c. 90 s. 40A	Misd.		1 month	6 months	6 months		
Yes 2		c. 90 s. 44	c. 90 s. 44	AIRCRAFT OUILLOQUOR c. 90 s. 44	Misd.		1 month	2 years	2 years		
Yes 2		c. 90 s. 46	c. 90 s. 44	AIRCRAFT OPERATION TOO LOW TO ENDANGER c. 90 s. 46	Misd.		1 month	6 months	6 months		
Yes 2		c. 90 s. 47	c. 90 s. 44	AIRCRAFT OPERATION, UNLICENSED c. 90 s. 47	Misd.		1 month	6 months	6 months		
Yes 2		c. 90 s. 48	c. 90 s. 44	AIRCRAFT, UNLICENSED/UNREGISTERED c. 90 s. 48	Misd.		1 month	6 months	6 months		

Offense	Seriousness	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 90 s. 49	c. 90 s. 44	AIRCRAFT REGISTRATION VIOLATIONS c. 90 s. 49		Misd.		1 month	6 months			
Yes		c.90 s.61(f)		LOGAN SECURITY ZONE c. 90 s. 61(f)		Misd.		1 month	2 years			
Yes 2		c. 90 s. 51J	c. 90 s. 44	AIRPORT MUNICIPAL REGULATIONS VIOL. c. 90 s. 51J		Misd.		1 month	6 months			
Yes 2		c. 90 s. 4B		BOAT ID NO. VIOLATIONS c. 90B s. 4B		Misd.		1 year				
No 2	Note D	c. 90B s. 8(a)(1)(A)		BOAT ALCOHOL OR DRUGS c. 90B s. 8(a)(1)(A)		Misd.		2 1/2 years				
No 2	Note D	c. 90B s. 8(a)(1)(A)		BOAT ALCOHOL OR DRUGS, 2ND OFF. c. 90B s. 8(a)(1)(A)		Misd.		14 days	14 days	2 1/2 years		
No 3	Note D	c. 90B s. 8(a)(1)(A)		BOAT ALCOHOL OR DRUGS, 3RD OFF. c. 90B s. 8(a)(1)(A)		Misd.		6 months	6 months	2 1/2 years		
No 4	Note D	c. 90B s. 8(a)(1)(A)		BOAT ALCOHOL OR DRUGS, 4TH OFF. c. 90B s. 8(a)(1)(A)		Felony		1 year	2 1/2 years	2 1/2 years	10 years	
No 4	Note D	c. 90B s. 8(a)(1)(A)		BOAT ALCOHOL OR DRUGS, 5TH OFF. c. 90B s. 8(a)(1)(A)		Felony		2 years	2 years	2 1/2 years	10 years	
Yes 2		c. 90B s. 8(b)	c. 90B s. 14(c)	WATER SKIS, SURFBOARD, NIGHT OR NEGLIGENT USE c. 90B s. 8(b)		Misd.		6 months	6 months			
Yes 2		c. 90B s. 8(c)	c. 90B s. 14(c)	BOAT SKIER OBSERVER/LADDER, NO. c. 90B s. 8(c)		Misd.		6 months	6 months			
Yes 2		c. 90B s. 8(d)	c. 90B s. 14(c)	BOAT SKIER VIOLATIONS c. 90B s. 8(d)		Misd.		6 months	6 months			
Yes 2		c. 90B s. 8(e)(1)		BOAT, NEGLECT OR RECKLESS OPERATION OF c. 90B s. 8(e)(1)		Misd.		30 days	2 years			
Yes 2		c. 90B s. 8(e)(1)		BOAT ACCIDENT, LEAVE SCENE OF PROPERTY DAMAGE c. 90B s. 8(e)(1)		Misd.		30 days	2 years			
Yes 2		c. 90B s. 8(e)(1)		BOAT APPLICATION FOR CERTIFICATION OF NUMBER:		Misd.		30 days	2 years			
Yes 2		c. 90B s. 8(e)(1)		FALSE STATEMENT c. 90B s. 8(e)(1)		Misd.		30 days	2 years			
Yes 2		c. 90B s. 8(e)(1)		BOAT, USE W/O AUTHORITY, 1ST OFF. c. 90B s. 8(e)(1)		Misd.		30 days	2 years			
Yes 3		c. 90B s. 8(e)(1)		BOAT, USE W/O AUTHORITY, 2ND OFF. c. 90B s. 8(e)(1)		Felony		30 days	2 1/2 years			5 years
Yes 3		c. 90B s. 8(e)(1)		BOAT, USE W/O AUTHORITY, 3RD AND SUBSQ. OFF. c. 90B s. 8(e)(1)		Felony		6 months	2 1/2 years			5 years
Yes 4	Note E	c. 90B s. 8A(1)		BOAT ACCIDENT, LEAVE SCENE OF PERSONAL INJURY c. 90B s. 8(e)(1)		Misd.		2 months	2 years			
Yes 3		c. 90B s. 8A(2)		BOAT, LIQUOR OR DRUGS AND SERIOUS INJURY c. 90B s. 8A(1)		Felony		6 months	2 1/2 years			
Yes 6	Note E	c. 90B s. 8B(1)		BOAT, LIQUOR OR DRUGS AND SERIOUS INJURY c. 90B s. 8A(2)		Misd.		30 days	2 1/2 years			
Yes 3		c. 90B s. 8B(2)		BOAT, LIQUOR OR DRUGS & DEATH, NEGLECT c. 90B s. 8B(1)		Felony		1 year	2 1/2 years	2 1/2 years	15 years	
Yes 4	Note A	c. 90B s. 8B(2)		BOAT, NEGLECT, OPERATION OF & DEATH c. 90B s. 8B(2)		Misd.		30 days	2 1/2 years			
Yes 4	Note A	c. 90B s. 8B(2)		BOAT, RECKLESS OPERATION OF & DEATH c. 90B s. 8B(2)		Misd.		30 days	2 1/2 years			
Yes 2		c. 90B s. 14(c)		BOAT, VIOLATION OF REGULATIONS c. 90B s. 14(c)		Misd.		30 days	2 1/2 years			
Yes 1	Note A	c. 90B s. 25	c. 90B s. 34	SNOW/RECREATIONAL VEHICLE, PUBLIC WAY, ON c. 90B s. 25		Misd.		60 days	60 days			
Yes 1	Note A	c. 90B s. 29	c. 90B s. 34	USE OR OPERATION OF SNOW OR RECREATIONAL VEHICLE, VIOLATION c. 90B s. 29		Misd.		60 days	60 days			
Yes 2		c. 90C s. 10		CITATION, ATTEMPT TO FALSIFY c. 90C s. 10		Misd.		1 year				

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 3		c. 90D s. 32(a)		ALTER, FORGE, OR COUNTERFEIT CERTIFICATE OF TITLE OR SALVAGE TITLE c. 90D s. 32(a)	Felony			2 years			5 years
Yes 2		c. 90D s. 32(b)		FAILURE TO DELIVER CERTIFICATE OF TITLE OR SALVAGE TITLE TO TRANSFEREE OR REGISTRAR c. 90D s. 32(b)	Misd.			6 months			
Yes 2		c. 91 s. 23		UNAUTHORIZED WORK IN PUBLIC WATERS; PUBLIC NUISANCES c. 91 s. 23	Misd.			1 year			
Yes 2		c. 91 s. 52	c. 91 s. 55	SUPERVISION OF TRANSPORTATION AND DUMPING OF DREDGED MATERIALS IN TIDEWATERS; VIOLATION OF c. 91 s. 52	Misd.			1 year			
Yes 2		c. 91 s. 53	c. 91 s. 55	SUPERVISION OF TRANSPORTATION AND DUMPING OF DREDGED MATERIALS IN TIDEWATERS; FAILURE TO PAY FOR c. 91 s. 53	Misd.			1 year			
Yes 2		c. 91 s. 54	c. 91 s. 55	NOTIFY OF DREDGING IN TIDEWATERS; FAILURE TO c. 91 s. 54	Misd.			1 year			
Yes 2		c. 91 s. 63		UNDERWATER SALVAGE RECOVERY WITHOUT A PERMIT c. 91 s. 63	Misd.			6 months			
Yes 2		c. 92 s. 111		TAKING, DIVERTING, CORRUPTING, OR DEFILING OF A WATER SUPPLY, UNAUTHORIZED c. 92 s. 111	Misd.			1 year			
Yes 2		c. 92 App. s. 1-8		DESTRUCTION OF PROPERTY HELD BY THE MASSACHUSETTS WATER RESOURCE AUTHORITY c. 92 App. s. 1-8	Misd.			1 year			
Yes 2		c. 93 s. 4	c. 93 s. 10	RESTRAINT OF TRADE OR COMMERCE; KNOWINGLY VIOLATES WITH SPECIFIC INTENT TO INURE c. 93 s. 4	Misd.			1 year			
Yes 2		c. 93 s. 5	c. 93 s. 10	MONOPOLIES; KNOWINGLY VIOLATES WITH SPECIFIC INTENT TO INURE c. 93 s. 5	Misd.			1 year			
Yes 2		c. 93 s. 14F		RETAILER OR WHOLESALER, SELL BELOW COST c. 93 s. 14F	Misd.			1 month			
Yes 2		c. 93 s. 14M	c. 93 s. 14R	DISTRIBUTION AND REDEMPTION OF TRADING STAMPS, PRINTING; VIOLATION c. 93 s. 14M	Misd.			1 month			
Yes 2		c. 93 s. 14N	c. 93 s. 14R	DISTRIBUTION AND REDEMPTION OF TRADING STAMPS, CONDITIONS PRECEDENT; VIOLATION c. 93 s. 14N	Misd.			1 year			
Yes 2		c. 93 s. 14P	c. 93 s. 14R	CESSATION OF TRADING STAMP BUSINESS; VIOLATION c. 93 s. 14P	Misd.			1 year			
Yes 2		c. 93 s. 15		PUBLICATION OF STATEMENT OF FINANCIAL CONDITION OF A MINING CORPORATION c. 93 s. 15	Misd.			1 month			
Yes 2		c. 93 s. 16		FALSE MINING CORPORATION STATEMENT FILED WITH STATE SECRETARY c. 93 s. 16	Misd.			1 year			
Yes 2		c. 93 s. 17		SALE OF MINING STOCK WITH KNOWLEDGE OF FALSE ADVERTISING c. 93 s. 17	Misd.			2 years			
Yes 2		c. 93 s. 18		FALSE STATEMENTS TO STOCK EXCHANGE BY MINING CORPORATION AGENT c. 93 s. 18	Misd.			2 years			
Yes 1	Noe A	c. 93 s. 18A		FAILURE TO REPORT CHANGE IN IDENTIFICATION MARKINGS BY LAUNDRY OR DRY CLEANING ESTABLISHMENT c. 93 s. 18A	Misd.			3 months			
Yes 2		c. 93 s. 21G		OPERATION OF PRIVATE TRADE SCHOOL, UNLICENSED c. 93 s. 21G	Misd.			6 months			

Offense	Seriousness	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Grid Level												
Yes 1	Note A	c. 93 s. 28A	c. 93 s. 28D	REMOVAL OR TERMINATION SALES; VIOLATION c. 93 s. 28A		Misd.					30 days	
Yes 1	Note A	c. 93 s. 28F	c. 93 s. 28D	FIRE SALES; ADVERTISING; VIOLATION c. 93 s. 28F		Misd.					30 days	
Yes 2		c. 93 s. 48		CANCELLATION OF AGREEMENTS CONSUMMATED AT PLACE OTHER THAN SELLER'S PLACE OF BUSINESS; VIOLATION c. 93 s. 48		Misd.					6 months	
Yes 2		c. 93 s. 66		OBTAINING INFORMATION FROM CONSUMER REPORTING AGENCY UNDER FALSE PRETENSES c. 93 s. 66		Misd.					1 year	
Yes 2		c. 93 s. 66A		INTRODUCING FALSE INFORMATION TO CONSUMER REPORTING AGENCY c. 93 s. 66A		Misd.					1 year	
Yes 2		c. 93 s. 67		PROVIDING INFORMATION TO UNAUTHORIZED PERSON BY CONSUMER REPORTING AGENCY EMPLOYEE/OFFICER c. 93 s. 67		Misd.					1 year	
Yes 1	Note A	c. 93 s. 106		VIDEO RENTAL RECORDS; VIOLATION c. 93 s. 106		Misd.					60 days	
Yes 1	Note A	c. 94 s. 9A	c. 94 s. 9E	BAKERY FACILITY VIOLATION, 2ND OFF. c. 94 s. 9A		Misd.					10 days	
Yes 1	Note A	c. 94 s. 9A	c. 94 s. 9E	BAKERY FACILITY VIOLATION, 3RD AND SUBSQ. OFF. c. 94 s. 9A		Misd.					1 month	
Yes 1	Note A	c. 94 s. 9B	c. 94 s. 9E	BAKERY ALLOW SLEEPING, 2ND OFF. c. 94 s. 9B		Misd.					10 days	
Yes 1	Note A	c. 94 s. 9B	c. 94 s. 9E	BAKERY ALLOW SLEEPING, 3RD AND SUBSQ. OFF. c. 94 s. 9B		Misd.					1 month	
Yes 1	Note A	c. 94 s. 9C	c. 94 s. 9E	BAKERY NOT REPAIRED, 2ND OFF. c. 94 s. 9C		Misd.					10 days	
Yes 1	Note A	c. 94 s. 9C	c. 94 s. 9E	BAKERY NOT REPAIRED, 3RD AND SUBSQ. OFF. c. 94 s. 9C		Misd.					1 month	
Yes 1	Note A	c. 94 s. 9D	c. 94 s. 9E	BAKERY VIOLATE BOH REGULATION, 2ND OFF. c. 94 s. 9D		Misd.					10 days	
Yes 1	Note A	c. 94 s. 9D	c. 94 s. 9E	BAKERY VIOLATE BOH REGULATION, 3RD AND SUBSQ. OFF. c. 94 s. 9D		Misd.					1 month	
Yes 1	Note A	c. 94 s. 10H	c. 94 s. 10K	BREAD/MAKES/SELL UNENRICHED, SUBSQ. OFF. c. 94 s. 10H		Misd.					3 months	
Yes 1	Note A	c. 94 s. 10J	c. 94 s. 10K	BREAD/FLOUR ENRICHMENT REG VIOL, SUBSQ. OFF. c. 94 s. 10J		Misd.					3 months	
Yes 1	Note A	c. 94 s. 10J	c. 94 s. 10K	BREAD/FLOUR LABELING VIOLATION, SUBSQ. OFF. c. 94 s. 10J		Misd.					3 months	
Yes 1	Note A	c. 94 s. 16A	c. 94 s. 16I	MILK FROM UNREGIS DAIRY, SELL, SUBSQ. OFF. c. 94 s. 16A		Misd.					3 months	
Yes 1	Note A	c. 94 s. 16E	c. 94 s. 16I	MILK DAIRY FAIL FILE DPH REPORT, SUBSQ. OFF. c. 94 s. 16E		Misd.					3 months	
Yes 1	Note A	c. 94 s. 16F	c. 94 s. 16I	MILK DEALER FAIL REGISTER, BUY FROM UNREGISTERED, SUBSQ. OFF. c. 94 s. 16F		Misd.					3 months	
Yes 1	Note B	c. 94 s. 16L		MILK FROM UNREGIS PLANT, SELL, 3RD AND SUBSQ. OFF. c. 94 s. 16L		Misd.					6 months	
Yes 1	Note A	c. 94 s. 20		MILK, SELL SUBSTANDARD, 3RD AND SUBSQ. OFF. c. 94 s. 20		Misd.					3 months	
Yes 1	Note A	c. 94 s. 38		MILK INSPECTOR, OBSTRUCTOR OR ABET MILK VIOLATION, c. 94 s. 38		Misd.					1 month	
Yes 2		c. 94 s. 39		MILK INSPECTION SEAL, COUNTERFEIT OR SAMPLE TAMPERING c. 94 s. 39		Misd.					3 months	
Yes 1	Note A	c. 94 s. 40	c. 94 s. 42	DAIRY TRUCK OR MILK LICENSE VIOLATION, 3RD AND SUBSQ. OFF. c. 94 s. 40		Misd.					1 month	
Yes 2		c. 94 s. 54		BUTTER IMITATION MADE OF FAIROLE c. 94 s. 54		Misd.					1 year	
Yes 1	Note A	c. 94 s. 59		BUTTER, FAIL LABEL RENOVATED, 3RD AND SUBSQ. OFF. c. 94 s. 59		Misd.					2 months	
Yes 2		c. 94 s. 65H	c. 94 s. 65P	FROZEN DESSERTS/LICENSE VIOL c. 94 s. 65H		Misd.					6 months	

Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2	c. 94 s. 65L	c. 94 s. 65R	FROZEN DESSERTS SALES VIOL. c. 94 s. 65L	Misd.			6 months				
Yes 2	c. 94 s. 65M	c. 94 s. 65R	FROZEN DESSERTS PASTEURIZATION VIOL. c. 94 s. 65M	Misd.			6 months				
Yes 2	c. 94 s. 65N	c. 94 s. 65R	FROZEN DESSERTS SANITARY VIOL. c. 94 s. 65N	Misd.			6 months				
Yes 2	c. 94 s. 65O	c. 94 s. 65R	FROZEN DESSERTS, NONCONFORMING c. 94 s. 65O	Misd.			6 months				
Yes 2	c. 94 s. 65P	c. 94 s. 65R	FROZEN DESSERTS, MISLABELED c. 94 s. 65P	Misd.			6 months				
Yes 1	Note A c. 94 s. 66 through 72, 92	c. 94 s. 73	COLD STORAGE VIOLATIONS, SUBSQ OFF. c. 94 s. 66 through 72, 92	Misd.			1 month				
Yes 2	c. 94 s. 77A through 88D	c. 94 s. 88D	SEAFOOD VIOLATIONS c. 94 s. 77A through 88D	Misd.			6 months				
Yes 1	Note A c. 94 s. 77G	c. 94 s. 77G	LOBSTER, SELL/OFFER UNCOOKED DEAD c. 94 s. 77G	Misd.			60 days				
Yes 1	Note A c. 94 s. 90		Eggs, BREAK/CAN WITHOUT LICENSE c. 94 s. 90	Misd.			3 months				
Yes 1	Note A c. 94 s. 92A		Eggs, SELL/USE DECAYED c. 94 s. 92A	Misd.			3 months				
Yes 2	c. 94 s. 118 through 128	c. 94 s. 129	MEAT, LIVESTOCK VIOLATION c. 94 s. 118 through 128	Misd.			1 year				
Yes 2	Note B c. 94 s. 118 through 128	c. 94 s. 129	MEAT, LIVESTOCK VIOLATION WI/DEFRAUD OR KNOWINGLY DISTRIBUTE ADULTERATED c. 94 s. 118 through 128	Misd.							
Yes 2	c. 94 s. 128(a)		LIVESTOCK INQUIRY, FAIL TESTIFY AT DPHC. c. 94 s. 128(a)	Misd.							
Yes 3	c. 94 s. 128(b)		FALSE STATEMENT/REPORT DPHC. c. 94 s. 128(b)	Misd.			1 year				
Yes 1	Note A c. 94 s. 39D		SLAUGHTER BY INHUMANE METHOD c. 94 s. 139D	Misd.			60 days				
Yes 1	Note A c. 94 s. 139E		SLAUGHTER IN VIOLATION HUMANE REGULATION c. 94 s. 139E	Misd.			60 days				
Yes 1	Note A c. 94 s. 149		BOARD OF HEALTH INSPECTION, OBSTRUCT c. 94 s. 149	Misd.			2 months				
Yes 2	c. 94 s. 150		UNWHOLE SOME FOOD, SELL UNDISCLOSED c. 94 s. 150	Misd.			6 months				
Yes 1	Note A c. 94 s. 150A		UNWHOLE SOME FOOD, OFFER FOR SALE c. 94 s. 150A	Misd.			60 days				
Yes 1	Note A c. 94 s. 151		VEAL, KILL/SELL UNDERAGE c. 94 s. 151	Misd.			2 months				
Yes 2	c. 94 s. 152A	c. 94 s. 152C	POULTRY SALE OR REGULATION VIOLATION, SUBSQ. OFF. c. 94 s. 152A	Misd.			30 days				
Yes 2	c. 94 s. 152B	c. 94 s. 152C	POULTRY CONTAINERS, IMPORTATION VIOLATION, SUBSQ. OFF. c. 94 s. 152B	Misd.			30 days				
Yes 2	c. 94 s. 168		VINEGAR VIOLATIONS c. 94 s. 168	Misd.			6 months				
Yes 2	c. 94 s. 187D		IMPERSONATION TO AVOID FOOD/DRUG INSPECTN c. 94 s. 187D	Misd.			2 years				
Yes 2	c. 94 s. 189A		FOOD/DRUG, REMOVE IMPOUNDED c. 94 s. 189A	Misd.			6 months				
Yes 2	c. 94 s. 190		ADULTERATED/MISBRANDED FOOD/DRUG, 3RD AND SUBSQ. OFF. c. 94 s. 190	Misd.			6 months				
Yes 2	c. 94 s. 194B		HALIBUT, SELL FALSE c. 94 s. 194B	Misd.			6 months				
Yes 2	c. 94 s. 224		GRAIN WEIGHER, FRAUD/BY c. 94 s. 224	Misd.			6 months				
Yes 2	c. 94 s. 248		COAL OR FUEL OIL, FRAUDULENT SALE OF/ATTEMPT c. 94 s. 248	Misd.			1 year				
Yes 2	c. 94 s. 249B		COAL INSPECTION, OBSTRUCT c. 94 s. 249B	Misd.			1 month				
Yes 2	c. 94 s. 249C		COAL/SELL CONDEMED c. 94 s. 249C	Misd.			1 month				
Yes 2	c. 94 s. 249D		COAL, SELL UNFET c. 94 s. 249D	Misd.			1 year				

Offense	Seriousness	Level	Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Punishment	Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	2			c. 94 s. 249E	COAL, ADULTERATED c. 94 s. 249E		Misd.			1 year				
Yes	2			c. 94 s. 249H	FUEL OIL REGULATION VIOLATION c. 94 s. 249H		Misd.			6 months				
Yes	2			c. 94 s. 271	c. 94 s. 277	UPHOLSTERY/BEDDING, UNLICENSED c. 94 s. 271	Misd.			6 months				
Yes	2			c. 94 s. 272	c. 94 s. 277	UPHOLSTERY/BEDDING CONTENTS, UNLABELED c. 94 s. 272	Misd.			6 months				
Yes	2			c. 94 s. 273	c. 94 s. 277	UPHOLSTERY/BEDDING STERILIZATION VIOL c. 94 s. 273	Misd.			6 months				
Yes	2			c. 94 s. 276	c. 94 s. 277	UPHOLSTERY/BEDDING INSPECTOR, OBSTRUCTIVE c. 94 s. 276	Misd.			6 months				
Yes	1		Note A	c. 94 s. 277B		IMPORTED ITEM FAIL LABEL, SUBSQ. OFF c. 94 s. 277B	Misd.			1 month				
Yes	1		Note A	c. 94 s. 289		TURPENTINE, UNMARKED ADULTERATED,3RD AND SUBSQ. OFF c. 94 s. 289	Misd.			1 month				
Yes	1		Note A	c. 94 s. 291		PAINT, MISLABELED c. 94 s. 291	Misd.			2 months				
Yes	2			c. 94 s. 295G	c. 94 s. 295K	GASOLINE/OIL, ADULTERATE/SUBSTITUTE c. 94 s. 295G	Misd.			1 year				
Yes	2			c. 94 s. 303A through 303D	c. 94 s. 303E	METHYLWOOD ALCOHOL SALES VIOLATION c. 94 s. 303A through 303D	Misd.			6 months				
Yes	2			c. 94 s. 303F		HEATING OIL DELIVERY TICKET, ALTER c. 94 s. 303F	Misd.			1 year				
Yes	1		Note A	c. 94 s. 305		PACKAGING BY WEIGHT, FRAUDULENT, 3RD AND SUBSQ. OFF c. 94 s. 305	Misd.			1 month				
Yes	2			c. 94 s. 307		TOBACCO PRODUCTS, SELL CONTAMINATED c. 94 s. 307	Misd.			6 months				
Yes	2			c. 94 s. 318		APPLIANCE ENERGY USE INFO, FALSEY c. 94 s. 318	Misd.			1 year				
Yes	2			c. 94 s. 2 through 22	c. 94A s. 22	MILK REGULATION/ORDER VIOLATION c. 94A s. 2 through 22	Misd.			1 year				
Yes	2			c. 94A App. s. 1-5		NORTHEASTERN DAIRY INTERSTATE COMPACT CONFIDENTIALITY, VIOLATION OF c. 94A App. s. 1-5	Misd.			1 year				
Yes	1		Note A	c. 94B s. 3	c. 94B s. 4	HAZARDOUS SUBST, MISBRANDED/BANNED c. 94B s. 3	Misd.			90 days				
Yes	2			c. 94B s. 3	c. 94B s. 4	HAZARDOUS SUBST, MISBRANDED/BANNED, SUBSQ. OFF c. 94B s. 3	Misd.			1 year				
Yes	2			c. 94B s. 6	c. 94B s. 6(b)	HAZARDOUS SUBST., OBSTRUCT/SEARCH FOR c. 94B s. 6	Misd.			6 months				
Yes	2			c. 94B s. 7	c. 94B s. 6(b)	HAZARDOUS SUBST., EXAMINATION OF RECORDS c. 94B s. 7	Misd.			6 months				
Yes	2			c. 94C s. 8	c. 94C s. 8(i)	DRUG RESEARCH STUDY VIOLATION c. 94C s. 8	Misd.			1 year				
Yes	2			c. 94C s. 21	c. 94C s. 39	DRUG, PHARMACIST FAIL LABEL c. 94C s. 21	Misd.			6 months				
Yes	2			c. 94C s. 21	c. 94C s. 39	DRUG, PHARMACIST FAIL LABEL, SUBSQ. OFF. c. 94C s. 21	Misd.			2 years				
Yes	2			c. 94C s. 22(a)	c. 94C s. 39	PRESCRIPTION, WRITE IMPROPER c. 94C s. 22(a)	Misd.			6 months				
Yes	2			c. 94C s. 22(a)	c. 94C s. 39	PRESCRIPTION, WRITE IMPROPER, SUBSQ. OFF. c. 94C s. 22(a)	Misd.			2 years				
Yes	2			c. 94C s. 22(b)	c. 94C s. 39	DRUG, PRACTITIONER FAIL LABEL c. 94C s. 22(b)	Misd.			6 months				
Yes	2			c. 94C s. 22(b)	c. 94C s. 39	DRUG, PRACTITIONER FAIL LABEL, SUBSQ. OFF. c. 94C s. 22(b)	Misd.			2 years				
Yes	2			c. 94C s. 24(a)	c. 94C s. 38	DRUG, FAIL REPORT DISPENSING c. 94C s. 24(a)	Misd.			1 year				
Yes	3			c. 94C s. 24(a)	c. 94C s. 38	DRUG, FAIL REPORT DISPENSING, SUBSQ. OFF. c. 94C s. 24(a)	Misd.			2 years				
Yes	2			c. 94C s. 25(l)	c. 94C s. 38	DRUG, DISPENSE W/O PRESCRIPTION c. 94C s. 25(l)	Misd.			1 year				
Yes	3			c. 94C s. 25(l)	c. 94C s. 38	DRUG, DISPENSE W/O PRESCRIPTION, SUBSQ. OFF. c. 94C s. 25(l)	Misd.			2 years				

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2	c. 94C. s. 25(2)	c. 94C. s. 38	DRUG, DISTRIB IMPROP TO REGISTRANT c. 94C. s. 25(2)	Misd.	1 year						
Yes 3	c. 94C. s. 25(2)	c. 94C. s. 38	DRUG, DISTRIB IMPROP TO REGISTRANT, SUBSQ. OFF. c. 94C. s. 25(2)	Misd.	2 years						
Yes 2	c. 94C. s. 25(3)	c. 94C. s. 38	DRUG, DISTRIBUTE UNAUTHORIZED c. 94C. s. 25(3)	Misd.	1 year						
Yes 3	c. 94C. s. 25(3)	c. 94C. s. 38	DRUG, DISTRIBUTE UNAUTHORIZED, SUBSQ.OFF(c. 94C. s. 25(3))	Misd.	2 years						
Yes 2	c. 94C. s. 25(4)	c. 94C. s. 38	DRUG LABEL, REMOVE/ALTER c. 94C. s. 25(4)	Misd.	1 year						
Yes 3	c. 94C. s. 25(4)	c. 94C. s. 38	DRUG LABEL, REMOVE/ALTER, SUBSQ. OFF. c. 94C. s. 25(4)	Misd.	2 years						
Yes 2	c. 94C. s. 25(5)	c. 94C. s. 38	DRUG RECORDS, FAIL KEEP c. 94C. s. 25(5)	Misd.	1 year						
Yes 3	c. 94C. s. 25(5)	c. 94C. s. 38	DRUG RECORDS, FAIL KEEP, SUBSQ. OFF. c. 94C. s. 25(5)	Misd.	2 years						
Yes 2	c. 94C. s. 25(6)	c. 94C. s. 38	DRUG INSPECTION, REFUSE c. 94C. s. 25(6)	Misd.	1 year						
Yes 3	c. 94C. s. 25(6)	c. 94C. s. 38	DRUG INSPECTION, REFUSE, SUBSQ.OFF. c. 94C. s. 25(6)	Misd.	2 years						
Yes 2	c. 94C. s. 25(7)	c. 94C. s. 38	DRUG SEAL, BREAK c. 94C. s. 25(7)	Misd.	1 year						
Yes 3	c. 94C. s. 25(7)	c. 94C. s. 38	DRUG SEAL, BREAK, SUBSQ. OFF. c. 94C. s. 25(7)	Misd.	2 years						
Yes 2	c. 94C. s. 26(1)	c. 94C. s. 38	DRUG, REGISTRANT, DISTRIB W/ORDER c. 94C. s. 26(1)	Misd.	1 year						
Yes 3	c. 94C. s. 26(1)	c. 94C. s. 38	DRUG, REGISTRANT, DISTRIB W/ORDER, 2ND c. 94C. s. 26(1)	Misd.	2 years						
Yes 2	c. 94C. s. 26(2)	c. 94C. s. 38	DRUG INFO, REGISTRANT GIVE FALSE c. 94C. s. 26(2)	Misd.	1 year						
Yes 3	c. 94C. s. 26(2)	c. 94C. s. 38	DRUG INFO, REGISTRANT GIVE FALSE, SUBSQ. OFF. c. 94C. s. 26(2)	Misd.	2 years						
Yes 2	c. 94C. s. 27	c. 94C. s. 38	HYPODERMIC, VIOLATION c. 94C. s. 27	Misd.	1 year						
Yes 3	c. 94C. s. 27	c. 94C. s. 38	HYPODERMIC, VIOLATION, SUBSQ. OFF. c. 94C. s. 27	Misd.	2 years						
Yes 4	c. 94C. s. 32(a)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT, CLASS A c. 94C. s. 32(a)	Felony	2 1/2 years						
Yes 6	None C	c. 94C. s. 32(b)	DRUG, DISTRIBUTE OR POSSESS WITH INTENT, CLASS A, SUBSQ. OFF. c. 94C. s. 32(b)	Felony	5 years						
Yes 4		c. 94C. s. 32A(a)	DRUG, DISTRIBUTE OR POSSESS WITH INTENT, CLASS B c. 94C. s. 32A(a)	Felony	5 years						
Yes 5	None C	c. 94C. s. 32A(b)	DRUG, DISTRIBUTE OR POSSESS WITH INTENT, CLASS B, SUBSQ. OFF. c. 94C. s. 32A(b)	Felony	3 years						
Yes 4	None C	c. 94C. s. 32(c)	METHAMPHETAMINE (c.94C. s. 31, Class B(c)(2)), DISTRIBUTE OR POSSESS WITH INTENT c. 94C. s. 32A(c)	Felony	1 year						
Yes 4	None C	c. 94C. s. 32A(c)	COCAINE (c.94C. s. 31, Class B(a)(4)), DISTRIBUTE OR POSSESS WITH INTENT, c. 94C. s. 32A(c)	Felony	1 year						
Yes 4	None C	c. 94C. s. 32A(c)	PHENCYCLIDINE, DISTRIBUTE OR POSSESS WITH INTENT c. 94C. s. 32A(c)	Felony	1 year						
Yes 6	None C	c. 94C. s. 32A(d)	METHAMPHETAMINE (c.94C. s. 31, Class B(c)(2)), DISTRIBUTE OR POSSESS WITH INTENT c. 94C. s. 32A(d)	Felony	5 years						
Yes 6	None C	c. 94C. s. 32A(d)	COCAINE (c.94C. s. 31, Class B(a)(4)), DISTRIBUTE OR POSSESS WITH INTENT, c. 94C. s. 32A(d)	Felony	5 years						
Yes 6	None C	c. 94C. s. 32A(d)	PHENCYCLIDINE, DISTRIBUTE OR POSSESS WITH INTENT, c. 94C. s. 32A(d)	Felony	5 years						

Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Punishment	Staircase Type	Mand. Factor	Min. Time	Max. H/C	Max. HC	Min. Prison	Max. Prison
Yes 3		c.94C.s.32B(a)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT CLASS C. c.94C.s.32B(a)	Felony			2 years	2 years	2 1/2 years	2 1/2 years	5 years
Yes 5	Note C	c.94C.s.32B(b)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT CLASS C, SUBSQ.OFF. c.94C.s.32B(b)	Felony			2 years	2 years	2 1/2 years	2 1/2 years	10 years
Yes 2		c.94C.s.32C(a)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT CLASS D. c.94C.s.32C(a)	Misd.			2 years	2 years	2 1/2 years	2 1/2 years	5 years
Yes 3		c.94C.s.32C(b)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT CLASS D, SUBSQ.OFF. c.94C.s.32C(b)	Misd.			1 year	1 year	2 1/2 years	2 1/2 years	10 years
Yes 2	Note A	c.94C.s.32D(a)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT CLASS E. c.94C.s.32D(a)	Misd.			9 months	9 months			
Yes 3	Note A	c.94C.s.32D(b)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT CLASS E, SUBSQ.OFF. c.94C.s.32D(b)	Misd.					1 1/2 years	1 1/2 years	
Yes 4	Note C	c.94C.s.32E(a)(1)		MARIJUANA, TRAFFICKING IN c. 94C.s.32E(a)(1) - 50 to 100 lbs	Felony			1 year	1 year	2 1/2 years	2 1/2 years	15 years
Yes 5	Note C	c.94C.s.32E(a)(2)		MARIJUANA, TRAFFICKING IN c. 94C.s.32E(a)(2) - 100 to 200 lbs	Felony			3 years	3 years	3 years	3 years	15 years
Yes 6	Note C	c.94C.s.32E(a)(3)		MARIJUANA, TRAFFICK IN c. 94C.s.32E(a)(3) - 2,000 to 10,000 lbs	Felony			5 years	5 years	5 years	5 years	15 years
Yes 7	Note A/Note C	c.94C.s.32E(a)(4)		MARIJUANA, TRAFFICK IN c. 94C.s.32E(a)(4) - 10,000 or more lbs	Felony			10 years	10 years	10 years	10 years	15 years
Yes 5	Note C	c.94C.s.32E(b)(1)		COCAINE (c. 94C.s. 31(a)(4)), TRAFFICKING IN c. 94C.s.32E(b)(1) - 14 to 28 g	Felony			3 years	3 years	3 years	3 years	15 years
Yes 5	Note C	c.94C.s.32E(b)(1)		PHENMETRAZINE, TRAFFICKING IN c. 94C.s.32E(b)(1) - 14 to 28 g	Felony			3 years	3 years	3 years	3 years	15 years
Yes 6	Note C	c.94C.s.32E(b)(2)		COCAINE (c. 94C.s. 31(a)(4)), TRAFFICK IN c. 94C.s.32E(b)(2) - 28 to 100 g	Felony			5 years	5 years	5 years	5 years	20 years
Yes 6	Note C	c.94C.s.32E(b)(2)		PHENMETRAZINE, TRAFFICK IN c. 94C.s.32E(b)(2) - 28 to 100 g	Felony			5 years	5 years	5 years	5 years	20 years
Yes 7	Note C	c.94C.s.32E(b)(3)		COCAINE (c. 94C.s. 31(a)(4)), TRAFFICK IN c. 94C.s.32E(b)(3) - 100 to 200 g	Felony			10 years	10 years	10 years	10 years	20 years
Yes 7	Note C	c.94C.s.32E(b)(3)		PHENMETRAZINE, TRAFFICK IN c. 94C.s.32E(b)(3) - 100 to 200 g	Felony			10 years	10 years	10 years	10 years	20 years
Yes 8	Note A/Note C	c.94C.s.32E(b)(4)		COCAINE (c. 94C.s. 31(a)(4)), TRAFFICK IN c. 94C.s.32E(b)(4) - 200 or more g	Felony			15 years	15 years	15 years	15 years	20 years
Yes 8	Note A/Note C	c.94C.s.32E(b)(4)		PHENMETRAZINE, TRAFFICK IN c. 94C.s.32E(b)(4) - 200 g or more	Felony			15 years	15 years	15 years	15 years	20 years
Yes 6	Note C	c.94C.s.32E(c)(1)		HEROIN/MORPHINE/OPIUM, TRAFFICK IN c. 94C.s.32E(c)(1) - 14 to 28 g	Felony			5 years	5 years	5 years	5 years	20 years
Yes 7	Note C	c.94C.s.32E(c)(2)		HEROIN/MORPHINE/OPIUM, TRAFFICK IN c. 94C.s.32E(c)(2) - 14 to 28 g	Felony			7 years	7 years	7 years	7 years	20 years
Yes 7	Note C	c.94C.s.32E(c)(3)		HEROIN/MORPHINE/OPIUM, TRAFFICK IN c. 94C.s.32E(c)(3) - 100 to 200 g	Felony			10 years	10 years	10 years	10 years	20 years
Yes 8	Note A/Note C	c.94C.s.32E(c)(4)		HEROIN/MORPHINE/OPIUM, TRAFFICK IN c. 94C.s.32E(c)(4) - 200 or more g	Felony			15 years	15 years	15 years	15 years	20 years
Yes 6	Note C	c.94C.s.32F(a)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT TO MINOR CLASS A. c.94C.s.32F(a)	Felony			5 years	5 years	5 years	5 years	15 years
Yes 5	Note C	c.94C.s.32F(b)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT TO MINOR CLASS B. c.94C.s.32F(b)	Felony			3 years	3 years	3 years	3 years	15 years
Yes 5	Note C	c.94C.s.32F(c)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT TO MINOR CLASS C. c.94C.s.32F(c)	Felony			2 years	2 years	2 1/2 years	2 1/2 years	15 years
Yes 6	Note C	c.94C.s.32F(d)		COCAINE (c.94C.s. 31(a)(4)), DISTRIBUTE OR POSSESS WITH INTENT, TO MINOR c.94C.s.32F(d)	Felony			5 years	5 years	5 years	5 years	15 years
Yes 2		c.94C.s.32G		COUNTERFEIT DRUG, DISTRIBUTE OR POSSESS WITH INTENT c. 94C.s.32G	Misd.			1 year	1 year	1 year	1 year	5 years
Yes 2	Note B	c.94C.s.321(a)		DRUG PARAPHERNALIA, DISTRIBUTE OR POSSESS WITH INTENT c. 94C.s.321(a)	Misd.			2 years	2 years	2 years	2 years	5 years
Yes 3	Note B	c.94C.s.321(b)		DRUG PARAPHERNALIA, SELL TO MINOR c. 94C.s.321(b)	Felony			3 years	3 years	3 years	3 years	5 years
Yes 4	Note C	c.94C.s.321		DRUG VIOLATION NEAR SCHOOL/PARK c.94C.s.321	Felony			2 1/2 years	2 years	2 1/2 years	2 1/2 years	15 years

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 4	Note C	c. 94C.s. 32j	c. 94C.s. 32j	DRUG VIOLATION NEAR SCHOOL c. 94C.s. 32j	Felony	2 years	2 years	2 1/2 years	2 1/2 years	15 years	15 years
Yes 6		c. 94C.s. 32k	c. 94C.s. 32k	DRUG FUNDS, INDUCE MINOR TO POSSESS c. 94C.s. 32k	Felony			5 years	5 years	15 years	15 years
Yes 6		c. 94C.s. 32k	c. 94C.s. 32k	DRUG, INDUCE MINOR TO DISTRIBUTE c. 94C.s. 32k	Felony			5 years	5 years	15 years	15 years
Yes 2		c. 94C.s. 33(a)	c. 94C.s. 33(e)	DRUG, FALE REGIS NUMBER FOR c. 94C.s. 33(a)	Felony			2 1/2 years	2 1/2 years	4 years	4 years
Yes 3		c. 94C.s. 33(a)	c. 94C.s. 33(e)	DRUG, FALE REGIS NUMBER FOR, SUBSQ. OFF. c. 94C.s. 33(a)	Felony			2 1/2 years	2 1/2 years	8 years	8 years
Yes 2		c. 94C.s. 33(b)	c. 94C.s. 33(e)	PRESCRIPTION, UTTER FALSE, 94C.s. 33(b)	Felony			2 1/2 years	2 1/2 years	4 years	4 years
Yes 2		c. 94C.s. 33(b)	c. 94C.s. 33(e)	DRUG, OBTAIN BY FRAUD c. 94C.s. 33(b)	Felony			2 1/2 years	2 1/2 years	4 years	4 years
Yes 3		c. 94C.s. 33(b)	c. 94C.s. 33(e)	PRESCRIPTION, UTTER FALSE, SUBSQ. OFF. c. 94C.s. 33(b)	Felony			2 1/2 years	2 1/2 years	8 years	8 years
Yes 3		c. 94C.s. 33(b)	c. 94C.s. 33(e)	DRUG, OBTAIN BY FRAUD, SUBSQ. OFF. c. 94C.s. 33(b)	Felony			2 1/2 years	2 1/2 years	8 years	8 years
Yes 2		c. 94C.s. 34	c. 94C.s. 34	MARIJUANA, POSSESS, 94C.s. 34	Misd.			6 months	6 months		
Yes 2		c. 94C.s. 34	c. 94C.s. 34	DRUG, POSSESS CLASS E c. 94C.s. 34	Misd.			6 months	6 months		
Yes 2		c. 94C.s. 34	c. 94C.s. 34	DRUG, POSSESS CLASS A c. 94C.s. 34	Misd.			1 year	1 year		
Yes 2		c. 94C.s. 34	c. 94C.s. 34	DRUG, POSSESS CLASS B c. 94C.s. 34	Misd.			1 year	1 year		
Yes 2		c. 94C.s. 34	c. 94C.s. 34	DRUG, POSSESS CLASS C c. 94C.s. 34	Misd.			1 year	1 year		
Yes 2		c. 94C.s. 34	c. 94C.s. 34	HEROIN, POSSESS c. 94C.s. 34	Misd.			2 years	2 years		
Yes 2		c. 94C.s. 34	c. 94C.s. 34	MARIJUANA, POSSESS, SUBSQ. OFF. c. 94C.s. 34	Misd.			2 years	2 years		
Yes 3		c. 94C.s. 34	c. 94C.s. 34	DRUG, POSSESS CLASS A, SUBSQ. OFF. c. 94C.s. 34	Misd.			2 years	2 years		
Yes 3		c. 94C.s. 34	c. 94C.s. 34	DRUG, POSSESS CLASS B, SUBSQ. OFF. c. 94C.s. 34	Misd.			2 years	2 years		
Yes 3		c. 94C.s. 34	c. 94C.s. 34	DRUG, POSSESS CLASS C, SUBSQ. OFF. c. 94C.s. 34	Misd.			2 years	2 years		
Yes 3		c. 94C.s. 34	c. 94C.s. 34	DRUG, POSSESS CLASS D, SUBSQ. OFF. c. 94C.s. 34	Misd.			2 years	2 years		
Yes 3		c. 94C.s. 34	c. 94C.s. 34	HEROIN, POSSESS, SUBSQ. OFF. c. 94C.s. 34	Felony			2 1/2 years	2 1/2 years	5 years	5 years
Yes 2		c. 94C.s. 35	c. 94C.s. 35	HEROIN, BEING PRESENT WHERE KEPT c. 94C.s. 35	Misd.			1 year	1 year		
Yes 4		c. 94C.s. 37	c. 94C.s. 37	DRUG, LARCENY OF c. 94C.s. 37	Felony			2 1/2 years	2 1/2 years	10 years	10 years
Yes Contingent Note I		c. 94C.s. 40	c. 94C.s. 40	CONSPIRACY TO VIOLATE DRUG LAW c. 94C.s. 40 Felony							
Yes 2		c. 100 s. 9	c. 100 s. 12	AUCTION VIOLATION c. 100 s. 9	Misd.			6 months	6 months		
Yes 2		c. 100 s. 10	c. 100 s. 12	AUCTION WITHOUT PERMIT c. 100 s. 10	Misd.			6 months	6 months		
Yes 2		c. 100A.s. 7	c. 100A.s. 10	MOTOR VEH REPAIR SHOP VIOL, UNREGISTERED c. 100A.s. 7	Misd.			6 months	6 months		
Yes 2		c. 100A.s. 8	c. 100A.s. 10	MOTOR VEH REPAIR SHOP VIOLATIONS c. 100A.s. 8	Misd.			6 months	6 months		
Yes 2		c. 100A.s. 9	c. 100A.s. 10	MOTOR REPAIR SHOP RECORDS VIOLATION c. 100A.s. 9	Misd.			6 months	6 months		
Yes 1	Note A	c. 101 s. 7	c. 101 s. 9	TRANSIENT VENDOR SPECIAL STATEMENT VIOL c. 101 s. 7	Misd.			2 months	2 months		
Yes 1	Note A	c. 101 s. 8	c. 101 s. 9	TRANSIENT VENDOR, UNLICENSED c. 101 s. 8	Misd.			2 months	2 months		
Yes 2		c. 101 s. 20	c. 101 s. 20	PEDDLING BY MINOR, PERMIT UNLAWFUL c. 101 s. 20	Misd.			6 months	6 months		

Offense	Seriousness	Offense Notes	Offense Reference	Offense Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Grid	Level											
Yes	2		c. 101 s. 21		PEDDLING BY MINOR, PERMITUNLAWFUL c. 101 s. 21	Misd.			6 months		6 months	
Yes	2		c. 101 s. 31		PEDDLING DOOR-TO-DOOR LICENSE, FALSE c. 101 s. 31	Misd.			6 months		6 months	
Yes	2		c. 101 s. 34		PEDDLING DOOR-TO-DOOR VIOLATION c. 101 s. 34	Misd.			6 months		6 months	
Yes	3		c. 105 s. 55		WAREHOUSE RECEIPT FOR UNRECEIVED GOODS c. 105 s. 55	Felony			2 1/2 years		5 years	
Yes	2		c. 105 s. 56		WAREHOUSE RECEIPT, FALSE c. 105 s. 56	Misd.			1 year		1 year	
Yes	3		c. 105 s. 57		WAREHOUSE RECEIPT, IMPROPER DUPLICATE c. 105 s. 57	Felony			2 1/2 years		5 years	
Yes	2		c. 105 s. 58		WAREHOUSE RECEIPT, NOT SHOWS OWNERSHIP c. 105 s. 58	Misd.			1 year		1 year	
Yes	2		c. 105 s. 59		WAREHOUSE DELIVER GOODS WITHOUT RECEIPT c. 105 s. 59	Misd.			1 year		1 year	
Yes	2		c. 105 s. 60		WAREHOUSE, DEPOSIT ENCUMBERED GOODS IN c. 105 s. 60	Misd.			1 year		1 year	
Yes	3		c. 105 s. 61		WAREHOUSE RECEIPT, NEGOTIATE FRAUDULENTLY c. 105 s. 61	Felony			2 1/2 years		5 years	
Yes	3		c. 105 s. 62		WAREHOUSED GOODS, IMPROPERLY DISPOSE OF c. 105 s. 62	Felony			3 years		3 years	
Yes	3		c. 105 s. 63		WAREHOUSE RECEIPT, FALSE c. 105 s. 63	Felony			3 years		3 years	
Yes	3		c. 105 s. 64		WAREHOUSE RECEIPT, NEGOTIATE ENCUMBERED c. 105 s. 64	Felony			1 year		3 years	
Yes	2		c. 107 s. 7	c. 107 s. 8	BONDS REDEEMABLE IN NUMERICAL ORDER c. 107 s. 7	Misd.			1 year		1 year	
Yes	3		c. 108 s. 42		BILL OF LADING, FRAUDULENT ISSUE OF c. 108 s. 42	Felony			2 1/2 years		5 years	
Yes	2		c. 108 s. 43		BILL OF LADING, FALSE STATEMENT IN c. 108 s. 43	Misd.			1 year		1 year	
Yes	3		c. 108 s. 44		BILL OF LADING, ISSUE IMPROPER DUPLICATE c. 108 s. 44	Felony			2 1/2 years		5 years	
Yes	2		c. 108 s. 45		BILL OF LADING FOR ENCUMBERED GOODS c. 108 s. 45	Misd.			1 year		1 year	
Yes	3		c. 108 s. 46		BILL OF LADING, NEGOTIATE/TRANSFER FALSE c. 108 s. 46	Felony			2 1/2 years		5 years	
Yes	3		c. 108 s. 47		BILL OF LADING, FALSELY OBTAIN c. 108 s. 47	Felony			2 1/2 years		5 years	
Yes	3		c. 108 s. 48		BILL OF LADING, UNMARKED NON-NEGOTIABLE c. 108 s. 48	Felony			2 1/2 years		5 years	
Yes	2		c. 110 s. 4A	c. 110 s. 26	CORPORATION, FALSELY HOLD OUT AS c. 110 s. 4A	Misd.			1 year		1 year	
Yes	2		c. 110 s. 4B	c. 110 s. 26	GOVERNMENT AGENCY OR STATE FAIR, FALSELY HOLD OUT AS c. 110 s. 4B	Misd.			1 year		1 year	
Yes	2		c. 110 s. 16		PLAYAMUSIC, UNAUTHORIZED PERFORMANCE OF c. 110 s. 16	Misd.			6 months		6 months	
Yes	2		c. 110 s. 18		CANBOTTLE, MISUSE REGISTERED c. 110 s. 18	Misd.			10 days	1 year	1 year	
Yes	2		c. 110 s. 18		CANBOTTLE, MISUSE REGISTERED, SUBSQ OFF c. 110 s. 23	Misd.			20 days	1 year	1 year	
Yes	1	Note A	c. 110 s. 22	c. 110 s. 28	USE OF REGISTERED CANS WITHOUT CONSENT; SUBSQ OFF c. 110 s. 22	Misd.			2 months			
Yes	2	Note A	c. 110 s. 22	c. 110 s. 28	USE OF REGISTERED CANS WITHOUT CONSENT; SUBSQ OFF c. 110 s. 22	Misd.			6 months			
Yes	1	Note A	c. 110 s. 23	c. 110 s. 28	CANBOTTLE, DEFACE REGISTERED c. 110 s. 23	Misd.			2 months			
Yes	2	Note A	c. 110 s. 23	c. 110 s. 28	CANBOTTLE, DEFACE REGISTERED, SUBSQ OFF c. 110 s. 23	Misd.			6 months			
Yes	1	Note A	c. 110 s. 25A	c. 110 s. 29	LINEN, REGISTRATION OF ARTICLES; VIOLATION c. 110 s. 25A	Misd.			30 days	3 months	3 months	
Yes	1	Note A	c. 110 s. 25B	c. 110 s. 29	LINEN, MISUSE REGISTERED, SUBSQ OFF c. 110 s. 25B	Misd.			30 days	3 months	3 months	
Yes	1	Note A	c. 110 s. 25C	c. 110 s. 29	LINEN, DEFACE REGISTERED, SUBSQ OFF c. 110 s. 25C	Misd.			30 days	3 months	3 months	

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 1		c. 10A s. 4(b)(a)		SECURITIES VIOLATION OR FILING, FALSE c. 10A, § 4(b)(a)	Felony						10 years
Yes 2		c. 110C s. 2	c. 110C s. 9(f)	FAILURE TO PUBLICLY DISCLOSE TERMS OF TAKEOVER BID c. 110C s. 2							
Yes 2		c. 110C s. 7	c. 110C s. 9(f)	FRAUDULENT, EVASIVE, DECEPTIVE, MANIPULATIVE, OR GROSSLY UNFAIR PRACTICE IN TAKEOVER BID c. 110C s. 7							
Yes 2		c. 111 s. 5A		VACCINE EMERGENCY ORDER VIOLATION c. 111 s. 5A	Misd.						
Yes 2		c. 111 s. 5P		RADIATION SOURCES VIOLATIONS; UNLICENSED/UNREGISTERED c. 111 s. 5P	Misd.						
Yes 6		c. 111 s. 5P		RADIATION SOURCES VIOLATIONS; UNLICENSED /UNREGISTERED, SUBSQ OFF. c. 111 s. 5P	Felony						
Yes 2		c. 111 s. 56		HOSPITAL/CLINIC UNLICENSED OR VIOLATION, SUBSQ. OFF. c. 111 s. 56	Misd.						
Yes 2		c. 111 s. 72		NURSING HOME ABUSE REPORTS, DISCLOSE c. 111 s. 72	Misd.						
Yes 2		c. 111 s. 72		NURSING HOME ABUSE REGISTRY, DISCLOSE c. 111 s. 72	Misd.						
Yes 2		c. 111 s. 73		NURSING HOME, UNLICENSED, OR VIOLATION, SUBSQ. OFF. c. 111 s. 73	Misd.						
Yes 2		c. 111 s. 127A		STATE SANITARY CODE MEDICAL WASTE VIOL. c. 111 s. 127A	Misd.						
Yes 2		c. 111 s. 1270		CONVEY REALTY TO AVOID CODE ENFORCEMENT c. 111 s. 1270	Misd.						
Yes 2		c. 111 s. 142A		AIR POLLUTION ORDER VIOL. c. 111 s. 142A	Misd.						
Yes 2		c. 111 s. 142B		AIR POLLUTION ORDER VIOL IN METRO DIST c. 111 s. 142B	Misd.						
Yes 2		c. 111 s. 142K		EMISSIONS STANDARDS, SELL MY NONCOMPLY c. 111 s. 142K	Misd.						
Yes 2		c. 111 s. 142M	c. 111 s. 142M(f)	EMISSIONS CONTROL TAMPER OR FALESIFY c. 111 s. 142M	Misd.						
Yes 3		c. 111 s. 150A		TRASH TREATMENT FACILITY VIOLATION c. 111 s. 150A	Misd.						
Yes 2		c. 111 s. 150B		HAZARDOUS WASTE TREATMENT VIOLATION c. 111 s. 150B	Misd.						
Yes 1	Noe A	c. 111 s. 154		HORSE KILLING/RENDERING, UNLICENSED c. 111 s. 154	Misd.						
Yes 2		c. 111 s. 160		WATER SUPPLY REGULATION ORDER VIOLATION c. 111 s. 160	Misd.						
Yes 2		c. 111 s. 160A		WATER SUPPLY BACKFLOW TESTING, UNLIC. c. 111 s. 160A	Misd.						
Yes 2		c. 111 s. 160A		WATER SUPPLY, UNLIC CROSS CONNECTION TO c. 111 s. 160A	Misd.						
Yes 2		c. 111 s. 162		WATER SUPPLY POLLUTION ORDER VIOLATION c. 111 s. 162	Misd.						
Yes 2		c. 111 s. 170		WATER RESERVOIR(SPRING, POLLUTE c. 111 s. 170	Misd.						
Yes 1	Noe A	c. 111 s. 171		WATER SUPPLY, POLLUTE OR BATHE IN c. 111 s. 171	Misd.						
Yes 1	Noe A	c. 111 s. 174		WATER SUPPLY DRIVE ANIMAL ON FROZEN c. 111 s. 174	Misd.						
Yes 1	Noe A	c. 111 s. 180B		CHILD'S SLEEPWEAR, SELF FLAMMABLE, SUBSQ c. 111 s. 180B	Misd.						
Yes 1	Noe A	c. 111 s. 196		LEAD PAINT, APPLY WILLFULLY c. 111 s. 196	Misd.						
Yes 2		c. 111 s. 196		LEAD PAINT, SEL WILLFULLY c. 111 s. 196	Misd.						
Yes 2		c. 111 B.s. 6		ALCOHOL DETOX PROG, UNLICENSED/DENY INSPECTION, SUBSQ c. 111 B.s. 6	Misd.						
Yes 2		c. 111 D.s. 8	c. 111 D.s. 13	CLINICAL LABORATORY VIOLATION c. 111 D.s. 8	Felony						

Offense	Seriousness	Level	Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Punishment	Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	2			c.11D.s.13	CLINICAL LABORATORY UNLICENSED c.11D.s.13		Felony			2 1/2 years				5 years
Yes	2			c.11E.s.7	ESTABLISHED OR MAINTAINED UNLICENSED PRIVATE FACILITY/REFUSE INSPECTION, SUBSQ.OFF. c.11E.s.7		Misd.			2 years				
Yes	1	Note A		c.11F.s.3	HAZARDOUS SUBST DISCLOSURE VIOLATIONS c.11F.s.3		Misd.			30 days				
Yes	2	Note A		c.11F.s.3	HAZARDOUS SUBST DISCLOSURE VIOLATIONS, SUBSQ.OFF. c.11F.s.3		Misd.			90 days				
Yes	2			c.11F.s.21	HAZARDOUS SUBST INFO. DISCLOSE. c.11F.s.21		Misd.			1 year				
Yes	6			c.11H.s.8	LOW-LEVEL RADIOACTIVE WASTE VIOLATION c.11H.s.8 Felony									
Yes	2			c.112.s.2B	MEDICAL LAB TECHNICIAN SCHOOL, UNLIC c.112.s.2B		Misd.			6 months				
Yes	2			c.112.s.2C	MEDICAL X-RAY TECHNICIAN SCHOOL, UNLIC c.112.s.2C		Misd.			6 months				
Yes	2			c.112.s.6	MEDICAL LICENSE/PRACTICE, VIOLATION c.112.s.6		Misd.			1 month	1 year			
Yes	2			c.112.s.8A	PHYSICIAN, IMPROPER USE TITLE OF c.112.s.8A		Misd.			30 days	1 year			
Yes	2	Note B		c.112.s.11	c.112.s.6	OSTEOPATH VIOLATION c.112.s.11	Misd.			1 month	1 year			
Yes	2	Note B		c.112.s.12I	c.112.s.12I	FETUS, IMPROPER EXPERIMENT ON HUMAN c.112.s.21	Felony			1 year	2 1/2 years			5 years
Yes	2	Note B		c.112.s.12L	c.112.s.12N	ABORTION, PREGNANCY EXISTING FOR LESS THAN 24 WEEKS; VIOLATION c.112.s.12L								
Yes	2	Note B		c.112.s.12M	c.112.s.12N	ABORTION, PREGNANCY EXISTING FOR MORE THAN 24 WEEKS; VIOLATION c.112.s.12M								
Yes	2			c.112.s.120	c.112.s.12T	ABORTION PERFORMED UNDER 12M; PROTECTION OF UNBORN CHILD; VIOLATION c.112.s.120								
Yes	2			c.112.s.12P	c.112.s.12T	ABORTION PERFORMED UNDER 12M; PRESERVATION OF LIFE AND HEALTH								
Yes	2			c.112.s.14	c.112.s.22	OF UNBORN CHILD; VIOLATION c.112.s.12P								
Yes	2			c.112.s.22		PODIATRIST, UNLICENSED c.112.s.14	Misd.			3 months	1 year			
Yes	2			c.112.s.24B		PODiatry REGISTRATION, FALSE c.112.s.22	Misd.			3 months	1 year			
Yes	1	Note A		c.112.s.30		PHARMACY SCHOOL, UNCERTIFIED c.112.s.24B	Misd.			1 year				
Yes	2			c.112.s.36D		DISPENSE CONTROLLED SUBSTANCE UNLAW c.112.s.30	Misd.			3 months				
Yes	1	Note A		c.112.s.38	c.112.s.41	DRUGGIST, UNLICENSED WHOLESALE c.112.s.36D	Misd.			30 days	1 year			
Yes	2			c.112.s.43,44 through 53	c.112.s.52	PHARMACY, UNREGISTERED c.112.s.38	Misd.			1 month	1 year			
Yes	2			c.112.s.43,44 through 53	c.112.s.52	DENTISTRY VIOLATION c.112.s.43,44 through 53	Misd.			6 months				
Yes	1	Note A		c.112.s.59		DENTISTRY VIOLATION, SUBSQ.OFF. c.112.s.43,44 through 53	Misd.			1 year				
Yes	1	Note A		c.112.s.59		VETERINARIAN, EMPLOY UNLICENSED c.112.s.59	Misd.			3 months				
Yes	2	Note A		c.112.s.59		VETERINARIAN, UNLICENSED, SUBSQ.OFF c.112.s.59	Misd.			90 days				
Yes	1	Note A		c.112.s.60		ARCHITECT VIOLATION c.112.s.60	Misd.			6 months				
Yes	2			c.112.s.65		PROFESSIONAL LIC SUSPENDED, PRACTICE WITH c.112.s.65	Misd.			3 months				
										6 months				

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Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 1	Noe A	c. 112 s. 72A	OPTOMETRIST VIOLATION c. 112 s. 72A	Misd.					3 months	6 months		
Yes 1	Noe B	c. 112 s. 72A	OPTOMETRIST VIOLATION, SUBSQ. OFF. c. 112 s. 72A	Misd.					3 months	6 months		
Yes 1	Noe A	c. 112 s. 73A	EYEGLASSES ADVERTISING VIOLATION c. 112 s. 73A	Misd.					3 months	6 months		
Yes 2	Noe A	c. 112 s. 73A	EYEGLASSES ADVERTISING VIOLATION, SUBSQ. OFF. c. 112 s. 73A	Misd.					3 months	6 months		
Yes 2		c. 112 s. 73B	OPTOMETRY PRACTICE WITH NON-OPTOMETRIST c. 112 s. 73B	Misd.					6 months	6 months		
Yes 1	Noe A	c. 112 s. 73C through 73L	c. 112 s. 73I	OPTICIAN VIOLATION c. 112 s. 73C through 73L	Misd.				3 months			
Yes 2		c. 112 s. 80		NURSING LICENSE APPLIC. FRAUDULENT R.N. c. 112 s. 80	Misd.				1 year			
Yes 2		c. 112 s. 80A		NURSING LICENSE APPLIC. FRAUDULENT LPN c. 112 s. 80A	Misd.				1 year			
Yes 1	Noe A	c. 112 s. 81D through 81T	c. 112 s. 81T	ENGINEERING LAND SURVEYING VIOLATION c. 112 s. 81D through 81T	Misd.				3 months			
Yes 2		c. 112 s. 84B		FUNERAL COSTS WRITTEN ESTIMATE FAIL GIVE c. 112 s. 84B	Misd.				6 months			
Yes 1	Noe A	c. 112 s. 87		FUNERAL DIRECTOR, UNLICENSED c. 112 s. 87	Misd.				2 months			
Yes 2		c. 112 s. 87AAA		REAL ESTATE BLOCKBUSTING c. 112 s. 87AAA	Misd.				6 months			
Yes 2		c. 112 s. 87D		ACCOUNTANT VIOLATION c. 112 s. 87D	Misd.				1 year			
Yes 1	Noe A	c. 112 s. 87F through 87R	c. 112 s. 87R	BARBERING VIOLATION c. 112 s. 87F through 87R	Misd.				90 days			
Yes 1	Noe A	c. 112 s. 87WVW		TELEVISION/RADIO REPAIR, UNLICENSED c. 112 s. 87WVW	Misd.				30 days	30 days		
Yes 2		c. 112 s. 95		CHIROPRACTOR, VIOLATION c. 112 s. 95	Misd.				30 days	1 year		
Yes 2		c. 112 s. 107		LANDSCAPE ARCHITECT VIOLATION c. 112 s. 107	Misd.				1 year			
Yes 2		c. 112 s. 116		NURSING HOME ADMINISTRATOR, UNLICENSED c. 112 s. 116	Misd.				6 months			
Yes 1	Noe A	c. 112 s. 122		PSYCHOLOGIST, UNLICENSED c. 112 s. 122	Misd.				3 months			
Yes 1	Noe A	c. 112 s. 133		SOCIAL WORKER, UNLICENSED c. 112 s. 133	Misd.				3 months			
Yes 1	Noe A	c. 112 s. 159		ACUPUNCTURIST, UNLICENSED c. 112 s. 159	Misd.				3 months			
Yes 2		c. 112 s. 160		ACUPUNCTURIST, IMPERSONATE c. 112 s. 160	Misd.				1 month	1 year		
Yes 2		c. 112 s. 194		REAL ESTATE APPRAISER, UNLIC. c. 112 s. 194	Misd.				6 months			
Yes 2		c. 112 s. 194		REAL ESTATE APPRAISER, UNLIC. SUB c. 112 s. 194	Misd.				1 year			
Yes		c. 112 s. 209		DIETICIAN/NUTRITIONIST, UNLICENSED c. 112 s. 209	Misd.				1 year			
Yes		c. 112 s. 209		DIETICIAN/NUTRITIONIST, UNLICENSED, SUBSQ. OFF. c. 112 s. 209	Misd.				2 years			
Yes 2		c. 114 s. 42B		CEMETERY USE FOR MOTION PICTURE, UNAUTH. c. 114 s. 42B	Misd.				6 months			
Yes 2		c. 114 s. 43M	c. 114 s. 43N	BODY, IMPROPER DISPOSITION OF HUMAN c. 114 s. 43M	Misd.				6 months			
Yes 2		c. 114 s. 43N		CEMETERY VIOLATION c. 114 s. 43N	Misd.				6 months			
Yes 2		c. 114 s. 51		EMBALMING FLUID WITH EXCESS ARSENIC c. 114 s. 51	Misd.				1 year			
Yes 3		c. 118 s. 2 Note		TRANSITIONAL ASSISTANCE, FALSELY DEPICTING SELF AS EXEMPT. c. 118 s. 2 Note SU 1995 c. 5 s. 1(0f)								
Yes 2		c. 118 s. 2 Note	c. 118 s. 5 Note	TRANSITIONAL ASSISTANCE, UNAUTHORIZED RELEASE OF FINGERPRINT c. 118 s. 2 Note St. 1995 c. 5 s. 16	Misd.				2 1/2 years			

[January]

Offense	Seriousness	Offense Level	Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	3			c.118 s. 2 Note		TRANSITIONAL ASSISTANCE EMPLOYEE IN WELFARE FRAUD c.118 s. 2 Note St. 1995 c. s. 117	Misd.		1 year				
Yes	2			c.118E s.39		MEDICAL ASSISTANCE, FALSE STATEMENT FOR c. 118E s. 39	Misd.		2 1/2 years				
Yes	2			c.118E s.40		MEDICAL ASSISTANCE FRAUD BY NON-PROVIDER c. 118E s. 40	Felony		2 1/2 years				
Yes	4			c.118E s.40		MEDICAL ASSISTANCE FRAUD BY PROVIDER c. 118E s. 40	Felony		2 1/2 years				
Yes	4			c.118E s.41		MEDICAL ASSISTANCE BRIBE/RICKBACK c. 118E s. 41	Felony		2 1/2 years				
Yes	4			c.118E s.42		MEDICAL ASSISTANCE CHARGE, EXCESSIVE c. 118E s. 42	Felony		2 1/2 years				
Yes	4			c.118E s.43		MEDICAL ASSISTANCE ADMISSION KICKBACK c. 118E s. 43	Felony		2 1/2 years				
Yes	1	Note A		c.119 s.34		CHILD IN PATROL WAGON, TRANSPORT c. 119 s. 34	Misd.		3 months				
Yes	2			c.119 s.36		CHILD WITHOUT DS PERMIT, IMPOR T c. 119 s. 36	Misd.		6 months				
Yes	2			c.119 s.39		CHILD UNDER 10, ABANDON c. 119 s.39	Misd.		2 years				
Yes	4			c.119 s.39		CHILD UNDER 10, ABANDON, WITH DEATH c. 119 s. 39	Felony		2 1/2 years				
Yes	2			c.119 s.51E		CHILD ABUSE REPORT, IMPROPERLY DISCLOSE c. 119 s. 51E	Misd.		2 1/2 years				
Yes	2			c.119 s.51F		CHILD ABUSE REGISTRY INFO, DISCLOSE c. 119 s. 51F	Misd.		2 1/2 years				
Yes	2			c.119 s.63		CONTRIBUTE TO DELINQUENCY OF CHILD c. 119 s. 63	Misd.		1 year				
Yes	2			c.119A s.2A		CHILD SUPPORT ENFORCEMENT, OBSTRUCT c. 119A s. 2A	Misd.		1 year				
Yes	2			c.119A s.2A		CHILD SUPPORT ENFORCEMENT, OBSTRUCT THROUGH THREATS OF FORCE ONLY c. 119A s. 2A	Misd.		1 year				
Yes	2			c.119A s.5A(c)		CHILD SUPPORT ENFORCEMENT, IV-D AGENCY DISCLOSURE OF PERSONAL DATA c.119A s.5A	Misd.		1 year				
Yes	2			c.119A s.14	c.119A s.14(b)	INFORMATION PROVIDED TO IV-D AGENCY, DISCLOSURE c. 119A s.14	Misd.		12 months				
Yes	3			c.120 s.26		ESCAPE FROM DIS, AID CHILD TO c. 120 s. 26	Misd.		2 years				
Yes	3			c.121B s.32F		RESTRAINING ORDER OR INUNCTION AGAINST ENTERING PUBLIC HOUSING, VIOLATION c.121B s.32F	Misd.		2 years				
Yes	2			c.122 s.23		TEWKSBURY HOSP/PATIENT POSSESS LIQUOR c. 122 s. 23	Misd.		6 months				
Yes	2			c.126 s.37		ESCAPE, ATTEMPT ESCAPE FROM COUNTY PRISON FARM c. 127 s. 37	Misd.		1 year				
Yes	7			c.127 s.38A		HOSTAGE-TAKING BY PRISONER c. 127 s. 38A	Felony		20 years				
Yes	4			c.127 s.38B		AB&ON CORRECTION OFFICER c. 127 s. 38B	Felony		10 years				
Yes	2			c.127 s.49		ESCAPE FROM COUNTY WORK RELEASE PROGRAM c. 127 s. 49	Misd.		1 year				
Yes	4	Note B		c.127 s.49		ESCAPE FROM STATE WORK RELEASE PROGRAM c. 127 s. 49	Felony		3 years				
Yes	4			c.127 s.83C		ESCAPE, ATTEMPT ESCAPE FROM PRISON CAMP c. 127 s. 83C	Felony		2 1/2 years				
Yes	2			c.127 s.166		PAROLE/PARDON, COMPENSATION TO OBTAIN c. 127 s. 166	Misd.		2 years				
Yes	2			c.127 s.167		PAROLE/PARDON, FAIL FILE STATEMENT RE: c.127 s. 167	Misd.		2 years				
Yes	2			c.128 s.2B		RIDING SCHOOL VIOLATION, SUBSQ. OFF. c. 128 s. 2B	Misd.		2 1/2 years				

2005]

## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 1		c. 128A s. 5C	RACING BETTING ACCOUNT VIOLATION c. 128A s. 5C		Misd.		2 years				
Yes 2		c. 128A s. 9	RACING REGULATION VIOLATION c. 128A s. 9		Misd.		1 year				
Yes 2		c. 128A s. 10A	RACE TRACK TRESPASS AT c. 128A s. 10A		Misd.		6 months				
Yes 2		c. 128A s. 10B	RACING PARIMUTUEL TICKET FALSE c. 128A s. 10B		Felony		2 years				5 years
Yes 2		c. 128A s. 11A	RACING OWNER HOLD INTEREST IN FAIR c. 128A s. 11A		Misd.		2 years				
Yes 2		c. 128A s. 12	RACING VIOLATION c. 128A s. 12		Misd.		1 year				
Yes 2		c. 128A s. 13	GAMING ON HORSE/DOG RACE c. 128A s. 13		Misd.		1 year				
Yes 3		c. 128A s. 13	GAMING ON HORSE/DOG RACE, SUBSQ. OFF. c. 128A s. 13		Misd.		2 years				
Yes 2		c. 128A s. 13B	RACING HORSE/DOG, DRUG c. 128A s. 13B		Misd.		1 year				
Yes 2		c. 128A s. 13C	RACE, THROW OR ATTEMPT TO c. 128A s. 13C		Misd.		1 year				
Yes 3	Note A	c. 128A s. 18	MASS HORSE RACING AUTH. CONFLICT OF INT c. 128A s. 18		Misd.		1 year				
Yes		c. 128C s. 7	GREYHOUND DISPOSITION FORM, FALSE STATEMENT ON c. 128C s. 7		Misd.		2 years				
Yes		c. 128C s. 7	GREYHOUND DISPOSITION VIOLATION, SUBSQ. OFF. c. 128C s. 7		Felony						
Yes		c. 128C s. 7A	GREYHOUND INJURY FORM, VETS FALSE STATEMENT ON c. 128C s. 7A		Misd.		1 year				5 years
		c. 128C s. 7A	GREYHOUND INJURY FORM, VETS FALSE STATEMENT ON, SUBSQ. OFF. c. 128C s. 7A		Felony		2 years				
Yes 1	Note A	c. 129 s. 7	ANIMAL INSPECTION, OBSTRUCT DFL c. 129 s. 7		Misd.		1 year				
Yes 1	Note A	c. 129 s. 9	ANIMAL INSPECTION, OBSTRUCT MSPCA/ARL c. 129 s. 9		Misd.		2 months				
Yes 2		c. 129 s. 30	ANIMAL QUARANTINE, BREAK c. 129 s. 30		Misd.		2 months				
Yes 1	Note A	c. 129 s. 33A	CATTLE VIOLATION, TUBERCULIN-POSITIVE c. 129 s. 33A		Misd.		1 year				
Yes 2		c. 129 s. 33B	CATTLE TUBERCULOSIS QUARANTINE, BREAK c. 129 s. 33B		Misd.		30 days				
Yes 2		c. 129 s. 33C	CATTLE BRUCELLOSIS QUARANTINE, BREAK c. 129 s. 33C		Misd.		1 year				
Yes 1	Note A	c. 129 s. 36	ANIMAL FAIL. NOTIFY OF CONTAGIOUS DEAD c. 129 s. 36		Misd.		1 year				
Yes 2		c. 129 s. 39	CATTLE/PIGS SALE VIOLATION, SUBSQ. OFF. c. 129 s. 39		Misd.		2 months				
Yes 2		c. 129 s. 39A	CATTLE/PIGS SALE VIOLATION, SUBSQ. OFF. c. 129 s. 39A		Misd.		2 1/2 years				
Yes 2		c. 129 s. 39B	PET SHOP VIOLATION, SUBSQ. OFF. c. 129 s. 39B		Misd.		2 1/2 years				
Yes 2		c. 129 s. 39C	GUARD DOG BUSINESS VIOLATION, SUBSQ. OFF. c. 129 s. 39C		Misd.		2 1/2 years				
Yes 2		c. 129 s. 40A	HEARING DOG BUSINESS VIOLATION, SUBSQ. OFF. c. 129 s. 40A		Misd.		2 1/2 years				
Yes 2		c. 129 s. 41	HOG CHOLERA VACCINE VIOLATION, SUBSQ. OFF. c. 129 s. 41		Misd.		2 1/2 years				
Yes 2		c. 129 s. 42	CATTLE, TRANSPORT W/O BILL OF SALE, SUBSQ. OFF. c. 129 s. 41		Misd.		2 1/2 years				
Yes 2		c. 129 s. 44 through 47	CATTLE, NON-VETERINARIAN TAG, SUBSQ. OFF. c. 129 s. 42		Misd.		2 1/2 years				
Yes 2		c. 130 s. 18	HORSE DEALING/TRANSPORT/IMPORT VIOLATION, SUBSQ. OFF. c. 129 s. 44 through 47		Misd.		2 1/2 years				
		c. 130 s. 18	FISH PROPAGATION AREA, INTERFERE WITH c. 130 s. 18		Misd.		6 months				

Offense	Seriousness	Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 1	Note A	c. 130 s. 19	FISH OBSTRUCT SPAWNING c. 130 s. 9	Misd.	30 days							
Yes 2		c. 130 s. 23	POLLUTE/EXPLODE COASTAL WATERS c. 130 s. 23	Misd.	1 year							
Yes 2		c. 130 s. 27	POLLUTE COASTAL WATERS c. 130 s. 27	Misd.	1 year							
Yes 1	Note A	c. 130 s. 31	LOBSTER/CRAB/FISH/POT/CATCH/TAKE/INJURE c. 130 s. 31	Misd.	2 months							
Yes 2		c. 130 s. 34	SMELTS/TAKEN OUT OF SEASON c. 130 s. 34	Misd.	6 months							
Yes 2		c. 130 s. 34	SMELTS/TAKEN OUT OF SEASON, SUBSQ. OFF. c. 130 s. 34	Misd.	6 months							
Yes 1	Note A	c. 130 s. 36	SMELTS/TAKEN FROM CLOSED AREA, c. 130 s. 36	Misd.	30 days							
Yes 1	Note A	c. 130 s. 37	LOBSTER/CRAB WITHOUT LICENSE c. 130 s. 37	Misd.	3 months							
Yes 1	Note A	c. 130 s. 38	LOBSTER/CRAB LICENSE, FAIL EXHIBIT c. 130 s. 38	Misd.	1 month							
Yes 2		c. 130 s. 38	LOBSTER/CRAB VIOLATION c. 130 s. 38	Misd.	1 year							
Yes 2		c. 130 s. 41	LOBSTER, TAKE EGG-BEARING, SUBSQ. OFF. c. 130 s. 41	Misd.	60 days							
Yes 2		c. 130 s. 41A	LOBSTER, TAKE EGG-BEARING, SUBSQ. OFF. c. 130 s. 41A	Misd.	90 days							
Yes 2	Note A	c. 130 s. 44	LOBSTER, SHORT, SUBSQ. OFF. c. 130 s. 44	Misd.	1 month							
Yes 1	Note A	c. 130 s. 67	SHELLFISH/LICENSED GROUNDS/VIOL. c. 130 s. 67	Misd.	1 month							
Yes 2	Note A	c. 130 s. 67	SHELLFISH/LICENSED GROUNDS/VIOL., SUBSQ. OFF. c. 130 s. 67	Misd.	6 months							
Yes 2		c. 130 s. 68	SHELLFISH/LICENSED WATERS/VIOL. c. 130 s. 68	Misd.	1 month							
Yes 2		c. 130 s. 69	c. 130 s. 2 QUIAHAGS/CLAMS, SHORT c. 130 s. 69	Misd.	1 year							
Yes 1	Note A	c. 130 s. 70	SCALLOPS, IMMATURE c. 130 s. 70	Misd.	30 days							
Yes 1	Note A	c. 130 s. 71	SCALLOPS IN CLOSED SEASON c. 130 s. 71	Misd.	30 days							
Yes 1	Note A	c. 130 s. 72	SCALLOPS, EXCESS CATCH OF c. 130 s. 72	Misd.	30 days							
Yes 3		c. 130 s. 75	SCALLOP/FISH IN CONTAMINATED AREA AT NIGHT c. 130 s. 75	Felony	3 years							
Yes 3		c. 130 s. 75	SCALLOP/FISH IN CONTAMINATED AREA BY DEALER c. 130 s. 75	Misd.	2 1/2 years							
Yes 3		c. 130 s. 75	SCALLOP/FISH IN CONTAMINATED AREA, c. 130 s. 75	Misd.	2 years							
Yes 2		c. 130 s. 80	FISHING, COMMERCIAL LICENSE VIOL. c. 130 s. 80									
Yes 3		c. 130 s. 81	SHELLFISH SALES VIOLATION c. 130 s. 81									
Yes 3		c. 130 s. 82	SHELLFISH LABELING VIOLATION c. 130 s. 82									
Yes 1	Note A	c. 130 s. 92	SALE OF SCALLOPS, VIOLATION c. 130 s. 92	Misd.	30 days							
Yes 1	Note A	c. 130 s. 100B	STRIPED BASS VIOLATION c. 130 s. 100B	Misd.	60 days							
Yes 1	Note A	c. 130 s. 100D	EELING VIOLATION c. 130 s. 100D	Misd.	30 days							
Yes 2		c. 130 s. 102	MARINE PLANTS, TAKE IMPROP. c. 130 s. 102	Misd.	1 year							
Yes 2		c. 130 s. 105	WETLANDS ORDER VIOLATE/D.E.P. c. 130 s. 105	Misd.	1 year							
Yes 2		c. 131 s. 4	RIFLE OF IMPROPER CALIBER c. 131 s. 4	Misd.	6 months							
Yes 1	Note A	c. 131 s. 5	HUNT/TRAP/FISH/POSSES ANY ANIMAL NOT PROVIDED FOR IN 131/5 OR OUT OF SEASON c. 131 s. 5	Misd.	30 days							

Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 1	None A	c. 131 s. 5C	c. 131 s. 90	HUNT/FISH OBSTRUCT E. [31 s. 5C	Misd.					14 days	
Yes 1	None A	c. 131 s. 10	c. 131 s. 90	HUNT/TRAP WITHIN WILDLIFE SANCTUARY c. [31 s. 10	Misd.					30 days	
Yes 1	None A	c. 131 s. 13	c. 131 s. 90	DEER/WATERFOWL HUNT WITHOUT STAMPc. [31 s. 13	Misd.					30 days	
Yes 1	None A	c. 131 s. 16	c. 131 s. 90	HUNT/FISH DUPLICATE LIC VIOL c. [31 s. 16	Misd.					60 days	
Yes 2		c. 131 s. 18	c. 131 s. 90	LICENSE RECORD BOOKS, PAYMENT TO DIRECTOR, SURETY BONDS, FAILURE TO c. [31 s. 18	Misd.					6 months	
Yes 2		c. 131 s. 19	c. 131 s. 90	FISH, IMPORT/INTRODUCE WITHOUT LIC. c. [31 s. 19	Misd.					6 months	
Yes 2		c. 131 s. 19A	c. 131 s. 90	WILD ANIMAL IMPORT VIOLATION c. [31 s. 19A	Misd.					6 months	
Yes 1	None A	c. 131 s. 21A		BEAR/BOBCAT, HUNT WITH DOG c. [31 s. 21A	Misd.					6 months	
Yes 1	None A	c. 131 s. 23	c. 131 s. 90	FISH/WILD ANIMAL DEAL WITHOUT LIC c. [31 s. 23	Misd.					30 days	
Yes 2		c. 131 s. 25	c. 131 s. 90	ANIMAL, POSSESS WITHOUT LIC. c. [31 s. 25	Misd.					30 days	
Yes 1	None A	c. 131 s. 25C	c. 131 s. 90	ANIMAL QUARANTINE VIOLATION c. [31 s. 25C	Misd.					6 months	
Yes 1	None A	c. 131 s. 26	c. 131 s. 90	ANIMAL SELL WITHOUT ID TAG c. [31 s. 26	Misd.					30 days	
Yes 1	None A	c. 131 s. 27	c. 131 s. 90	TAXIDERMIST VIOLATION c. [31 s. 27	Misd.					30 days	
Yes 1	None A	c. 131 s. 28	c. 131 s. 90	ANIMAL FUR VIOLATIONc. [31 s. 28	Misd.					60 days	
Yes 1	None A	c. 131 s. 30	c. 131 s. 90	NETTING OF CARP OR SLICKERS WITHOUT A PERMIT c. [31 s. 30	Misd.					30 days	
Yes 1	None A	c. 131 s. 32	c. 131 s. 90	LIC. UNDER c. [31 VIOLATION c. [31 s. 32	Misd.					30 days	
Yes 1	None A	c. 131 s. 33	c. 131 s. 90	LIC. UNDER c. [31, ALTER/FORGE c. [31 s. 33	Misd.					60 days	
Yes 1	None A	c. 131 s. 35	c. 131 s. 90	HUNT/FISH Lic. FAIL/SURRENDER c. [31 s. 35	Misd.					30 days	
Yes 1	None A	c. 131 s. 36	c. 131 s. 90	KILLING OF GAME BY LANDOWNER OR TENANT, FAILURE TO REPORT c. [31 s. 36	Misd.					30 days	
Yes 1	None A	c. 131 s. 38	c. 131 s. 90	FARMER'S PERMIT TO TRAP/KILL BIRDS, VIOLATION OF c. [31 s. 38	Misd.					30 days	
Yes 2		c. 131 s. 40	c. 131 s. 90	WETLANDS VIOLATION, COASTAL/TIDAL c. [31 s. 40	Misd.					2 years	
Yes 2		c. 131 s. 40A	c. 131 s. 90	WETLANDS VIOLATION, INLAND c. [31 s. 40A	Misd.					1 year	
Yes 2		c. 131 s. 41	c. 131 s. 90	DISCHARGE OF WASTE MATERIALS INTO PROTECTED INLAND AND WATERS c. [31 s. 41	Misd.					2 years	
Yes 2		c. 131 s. 42	c. 131 s. 90	TRASH DEPOSITED IN INLAND WATERS c. [31 s. 42	Misd.					2 years	
Yes 2		c. 131 s. 43	c. 131 s. 90	Poison MAMMAL/BIRD c. [31 s. 43	Misd.					2 years	
Yes 1	None A	c. 131 s. 44	c. 131 s. 90	TRASH DEPOSED BY HUNTER/FISHER c. [31 s. 44	Misd.					30 days	
Yes 1	None A	c. 131 s. 45	c. 131 s. 90	GREAT POND, MUNICIPAL REGUL FOR c. [31 s. 45	Misd.					30 days	
Yes 1	None A	c. 131 s. 47	c. 131 s. 90	POND, ENCLOSE/FISH IMPROP c. [31 s. 47	Misd.					30 days	
Yes 1	None A	c. 131 s. 48	c. 131 s. 90	POND/RESERVOIR, DRAIN WITHOUT NOTICE c. [31 s. 48	Misd.					60 days	
Yes 1	None A	c. 131 s. 50	c. 131 s. 90	FISH OTHER THAN BY ANGLING c. [31 s. 50	Misd.					30 days	
Yes 1	None A	c. 131 s. 51	c. 131 s. 90	TROUT FISH OTHER THAN BY ANGLING c. [31 s. 51	Misd.					30 days	
Yes 1	None A	c. 131 s. 52	c. 131 s. 90	BAITFISH VIOLATION c. [31 s. 52	Misd.					30 days	

Offense	Seriousness	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 1	Note A	c. 131 s. 52A	c. 131 s. 90	BLADING VIOLATION COMMERCIAL c. 131 s. 52A		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 53	c. 131 s. 90	FISH INLAND WATER WITH FLOATS c. 131 s. 53		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 54	c. 131 s. 90	FISH INLAND WATER BY IMPROP METHOD c. 131 s. 54		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 57	c. 131 s. 90	HUNT ON SUNDAY VIOLATION c. 131 s. 57		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 58	c. 131 s. 90	FIREFARM WI/500 OF DWELLING/DISCHARGE HWY c. 131 s. 58		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 59	c. 131 s. 90	HUNT ON PUBLIC LAND WITHOUT PERMIT c. 131 s. 59		Misd.			30 days		30 days	
Yes 2		c. 131 s. 60	c. 131 s. 90	HUNTING INJURY VIOLATION c. 131 s. 60		Misd.			6 months		6 months	
Yes 1	Note A	c. 131 s. 61	c. 131 s. 90	HUNTING WEAPON, PROPERTY DAMAGE WITH c. 131 s. 61		Misd.			60 days		60 days	
Yes 1	Note A	c. 131 s. 62	c. 131 s. 90	HUNT WHILE UNDER INFLUENCE OF LIQUOR OR DRUGS c. 131 s. 62		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 63	c. 131 s. 90	SHOTGUN RIFLE IN MY PLANE/BOAT, LOADED c. 131 s. 63		Misd.			60 days		60 days	
Yes 1	Note A	c. 131 s. 64	c. 131 s. 90	HUNT WITH AUTOMATIC WEAPON c. 131 s. 64		Misd.			60 days		60 days	
Yes 2		c. 131 s. 65	c. 131 s. 90	HUNT FR VEHICLE/BOAT c. 131 s. 65		Misd.			1 year		1 year	
Yes 2		c. 131 s. 66	c. 131 s. 90	SHOTGUN SHELLS IN CLOSED SEASON c. 131 s. 66		Misd.			1 year		1 year	
Yes 2		c. 131 s. 67	c. 131 s. 90	AMMUNITION OF UNLAWFUL CALIBR c. 131 s. 67		Misd.			1 year		1 year	
Yes 2		c. 131 s. 68	c. 131 s. 90	HUNT BY ARTIFICIAL LIGHT c. 131 s. 68		Misd.			6 months		6 months	
Yes 1	Note A	c. 131 s. 69	c. 131 s. 90	BOW & ARROW HUNT WITH IMPROP c. 131 s. 69		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 70	c. 131 s. 90	HUNT BY IMPROPER MEANS c. 131 s. 70		Misd.			60 days		60 days	
Yes 1	Note A	c. 131 s. 71	c. 131 s. 90	HUNTER ORANGE VIOLATION c. 131 s. 71		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 72	c. 131 s. 90	DEER TAGGING VIOLATION c. 131 s. 72		Misd.			30 days		30 days	
Yes 2		c. 131 s. 73	c. 131 s. 90	MOOSE, HUNT c. 131 s. 73		Misd.			6 months		6 months	
Yes 1	Note A	c. 131 s. 74	c. 131 s. 90	BIRD/NEST/EGGS, DISTURB c. 131 s. 74		Misd.			30 days		30 days	
Yes 2		c. 131 s. 75	c. 131 s. 90	TURKEY, HUNTPPOSESS WILD c. 131 s. 75		Misd.			6 months		6 months	
Yes 2		c. 131 s. 75A	c. 131 s. 90	BIRD OF PREY, HUNT c. 131 s. 75A		Misd.			6 months		6 months	
Yes 1	Note A	c. 131 s. 76	c. 131 s. 90	MAMMAL, REMOVE IMPROP c. 131 s. 76		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 77	c. 131 s. 90	HUNT WITH FERRET/ITCH c. 131 s. 77		Misd.			30 days		30 days	
Yes 2		c. 131 s. 79	c. 131 s. 90	TRAP/NET/SNARE BIRD/MAMMAL c. 131 s. 79		Misd.			6 months		6 months	
Yes 1	Note A	c. 131 s. 80	c. 131 s. 90	TRAP,UNREGISTERED c. 131 s. 80		Misd.			30 days		30 days	
Yes 2	Note A	c. 131 s. 80A	c. 131 s. 90	TRAP,LEGHOLD c. 131 s. 80A		Misd.			6 months		6 months	
Yes 1	Note A	c. 131 s. 82	c. 131 s. 90	DEER, ALLOW DOG TO MOLEST c. 131 s. 82		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 83	c. 131 s. 90	SPARROW/STARLING, BLOCK EXTERMINATION OF c. 131 s. 83		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 84	c. 131 s. 90	HOMING PIGEON, INTERFERE WITH c. 131 s. 84		Misd.			30 days		30 days	
Yes 1	Note A	c. 131 s. 85	c. 131 s. 90	TRANSPORTATION OF UNLAWFULLY TAKEN FISH/ANIMALS INTO OR OUT OF THE COMMONWEALTH c. 131 s. 85		Misd.			30 days		30 days	

Offense Grid Level	Seriousness Notes	Offense Reference	Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 131 s. 86	c. 131 s. 90	EXPERIMENT/PROPAGATION, INTERFERE WITH c. 131 s. 86	Misd.		1 year				
Yes 1	Noe A	c. 131A s. 2	c. 131A s. 6	ENDANGERED SPECIES VIOLATION, c. 131A s.2	Misd.		90 days				
Yes 2	Noe A	c. 131A s. 2	c. 131A s. 6	ENDANGERED SPECIES VIOLATION, 2ND AND SUBSQ. OFF. c. 131A s. 2	Misd.		180 days				
Yes 2		c. 132B s. 6	c. 132B s. 14	PESTICIDE, IMPROP. DISTRIBUTE c. 132B s. 6	Misd.		1 year				
Yes 2		c. 132B s. 6A	c. 132B s. 14	PESTICIDE, IMPROPER USE, 1ST AND SUBSQ. c. 132B s. 6A	Misd.		6 months				
Yes 2		c. 132B s. 6B	c. 132B s. 14	PESTICIDE USE, UTILITY FL NOTIFY OF, 1ST AND SUBSQ., c. 132B s. 6B	Misd.		6 months				
Yes 2		c. 132B s. 14	c. 132B s. 14	PESTICIDE REGULATION VIOLATION, 1ST AND SUBSQ., c. 132B s. 14	Misd.		6 months				
Yes 2		c. 132B s. 14	c. 132B s. 14	PESTICIDE ORDER, KNOWING VIOLATION, c. 132B s. 14	Misd.		2 years				
Yes 2		c. 138	c. 138 s. 62	LIQUOR VIOLATIONS, c. 138	Misd.		1 month	1 year			
Yes 2		c. 138 s. 2	c. 138 s. 2	LIQUOR, SELL/MAKE/STORE/TRANSPORT UNLAW. c. 138 s. 2	Misd.		1 year				
Yes 2		c. 138 s. 18A	c. 138 s. 2	LIQUOR AGENT/BROKER VIOLATION c. 138 s. 18A	Misd.		1 year				
Yes 2		c. 138 s. 19A	c. 138 s. 2	LIQUOR SALESPERSON WITHOUT PERMIT c. 138 s. 19A	Misd.		1 year				
Yes 2		c. 138 s. 20A	c. 138 s. 2	LIQUOR, STORE/WAREHOUSE WITHOUT PERMIT c. 138 s. 20A	Misd.		1 year				
Yes 2		c. 138 s. 22	c. 138 s. 22	LIQUOR, TRANSPORT UNLAWFULLY c. 138 s. 22	Misd.		6 months				
Yes 2		c. 138 s. 25D	c. 138 s. 25D	LIQUOR PRICE, FALSE STATEMENT OF c. 138 s. 25D	Misd.		6 months				
Yes 2		c. 138 s. 30G	c. 138 s. 30G	LIQUOR SALE BY PURPORTED DRUGGIST c. 138 s. 30G	Misd.		1 month	6 months			
Yes 2		c. 138 s. 32	c. 138 s. 32	LIQUOR, PEDDLE FROM VEHICLE c. 138 s. 32	Misd.		6 months				
Yes 2		c. 138 s. 34	c. 138 s. 34	LIQUOR TO PERSON UNDER 21, SELLD/DELIVER c. 138 s. 34	Misd.		1 year				
Yes 1	Noe A	c. 138 s. 34B	c. 138 s. 34B	LIQUOR ID CARD/LICENSE, FALSE/MISSUSE c. 138 s. 34B	Misd.		3 months				
Yes 2		c. 138 s. 61	c. 138 s. 61	LIQUOR CLUB, UNLICENSED c. 138 s. 61	Misd.		3 months	1 year			
Yes 1	Noe A	c. 138 s. 63A	c. 138 s. 63A	LIQUOR INSPECTOR, OBSTRUCT, c. 138 s. 63A	Misd.		2 months				
Yes 1	Noe A	c. 138 s. 65	c. 138 s. 65	DELIVERY OF LICENSE, FAILURE c. 138 s. 65	Misd.		3 months				
Yes 4		c. 139 s. 4 through 5	c. 139 s. 5	PROSTITUTION/NUISANCE, MAINTAIN c. 139 s. 4 through 5	Misd.						
Yes 2		c. 139 s. 14 through 15	c. 139 s. 15	GAMBLING/NUISANCE, MAINTAIN c. 139 s. 14 through 15	Misd.		3 months	1 year			
Yes 2		c. 139 s. 20	c. 139 s. 20	NUISANCE, AID/PERMIT c. 139 s. 20	Misd.		3 months	1 year			
Yes 1	Noe A	c. 140 s. 2	c. 140 s. 21	LICENSE IN VIOL. C. 140, ISSUE, 3RD AND SUBSQ. OFF. c. 140 s. 2	Misd.		3 months				
Yes 1	Noe A	c. 140 s. 12	c. 140 s. 12	RESTAURANT, DEFRAUD, c. 140 s. 12	Misd.		3 months				
Yes 2		c. 140 s. 12	c. 140 s. 12	INNKEEPER, DEFRAUD, UNDER \$100/c. 140 s. 12	Misd.		1 year				
Yes 1	Noe A	c. 140 s. 18	c. 140 s. 21	INNKEEPER/RESTAURANT, FAIL POST NAME, 3RD AND SUBSQ. OFF. c. 140 s. 18	Misd.		2 years				
Yes 1	Noe A	c. 140 s. 20	c. 140 s. 21	INNKEEPER/RESTAURANT, UNLICENSED, 3RD AND SUBSQ. OFF. c. 140 s. 20	Misd.		3 months				
Yes 1	Noe A	c. 140 s. 21F	c. 140 s. 21F	ORGANIZATION/DISPENSE FOOD, UNLIC, 3RD AND SUBSQ. OFF. c. 140 s. 21F	Misd.		3 months				
Yes 1	Noe A	c. 140 s. 24	c. 140 s. 24	LOGGING HOUSE, UNLICENSED c. 140 s. 24	Misd.		3 months				

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Offense	Seriousness	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2			c. 140 s. 26		INHOLDER PERMIT IMMORAL CONDUCT c. 140 s. 26	Misd.		6 months	1 year			
Yes 1	Note A		c. 140 s. 27		HOTEL REGISTER FAIL KEEP c. 140 s. 27	Misd.			3 months			
Yes 2			c. 140 s. 46B		EMPLOYMENT AGENCY, UNLICENSED c. 140 s. 46B	Misd.			1 year			
Yes 2			c. 140 s. 46E		EMPLOYMENT AGENCY LICENSE VIOLATION c. 140 s. 46E	Misd.			1 year			
Yes 2			c. 140 s. 46J		EMPLOYMENT AGENCY RECRUITMENT VIOL c. 140 s. 46J	Misd.			1 year			
Yes 2			c. 140 s. 46K		EMPLOYMENT AGENCY PROHIBITED PRACTICE c. 140 s. 46K	Misd.			1 year			
Yes 2			c. 140 s. 46L		EMPLOYMENT AGENCY FEES VIOLATION c. 140 s. 46L	Misd.			1 year			
Yes 2			c. 140 s. 46M		EMPLOYMENT AGENCY FAIL RETURN EXCESS FEE c. 140 s. 46M	Misd.			1 year			
Yes 2			c. 140 s. 46N		EMPLOYMENT AGENCY CONTRACT VIOLATION c. 140 s. 46N	Misd.			1 year			
Yes 2			c. 140 s. 46O		EMPLOYMENT AGENCY FEE REFUND VIOLATION c. 140 s. 46O	Misd.			1 year			
Yes 2			c. 140 s. 46R		EMPLOYMENT AGENCY INFORMATION, DISCLOSE c. 140 s. 46R	Misd.			6 months			
Yes 2			c. 140 s. 51	c. 140 s. 53	MESSAGE/BATHS, UNLICENSED c. 140 s. 51	Misd.			6 months			
Yes 2			c. 140 s. 53		MESSAGE/BATHS, UNLICENSED c. 140 s. 53	Misd.			6 months			
Yes 2			c. 140 s. 58	c. 140 s. 69	USED CAR DEALER REPAIR FACILITIES VIOL c. 140 s. 58	Misd.			1 year			
Yes 2			c. 140 s. 60	c. 140 s. 69	USED CAR REGULATIONS VIOLATION c. 140 s. 60	Misd.			1 year			
Yes 2			c. 140 s. 61	c. 140 s. 69	USED CAR DEALER FAIL RETAIN VEH/PARTS c. 140 s. 61	Misd.			1 year			
Yes 2			c. 140 s. 62	c. 140 s. 69	USED CAR DEALER FAIL KEEP REGISTER c. 140 s. 62	Misd.			1 year			
Yes 2			c. 140 s. 67	c. 140 s. 69	USED CAR DEALER OBSTRUCT POLICE c. 140 s. 67	Misd.			1 year			
Yes 2			c. 140 s. 67A	c. 140 s. 69	USED CAR DEALER FAIL REMOVE PLATES c. 140 s. 67A	Misd.			1 year			
Yes 2			c. 140 s. 68	c. 140 s. 69	USED CAR SALES, UNLICENSED c. 140 s. 68	Misd.			1 year			
Yes 2			c. 140 s. 74		PAWNBROKER OBSTRUCT OFFICER c. 140 s. 74	Misd.			1 year			
Yes 1	Note A		c. 140 s. 76	c. 140 s. 82	PAWNBROKER, UNLICENSED c. 140 s. 76	Misd.			2 months			
Yes 1	Note A		c. 140 s. 78	c. 140 s. 82	PAWNBROKER USURY VIOLATION c. 140 s. 78	Misd.			2 months			
Yes 1	Note A		c. 140 s. 79	c. 140 s. 82	PAWNBROKER RECORDKEEPING VIOLATION c. 140 s. 79	Misd.			2 months			
Yes 1	Note A		c. 140 s. 80	c. 140 s. 82	PAWNBROKER FAIL GIVE RECEIPT c. 140 s. 80	Misd.			2 months			
Yes 1	Note A		c. 140 s. 81	c. 140 s. 82	PAWNBROKER OBSTRUCT INSPECTION OF BOOKS c. 140 s. 81	Misd.			2 months			
Yes 2			c. 140 s. 84		PAWN TOOLS UNDER FALSE NAME c. 140 s. 84	Misd.			6 months			
Yes 2			c. 140 s. 89		LOANMAKER OBSTRUCT INSPECTION OF BOOKS c. 140 s. 89	Misd.			1 year			
Yes 2			c. 140 s. 90A	c. 140 s. 90E	USURY ON HOME MORTGAGE LOAN c. 140 s. 90A	Misd.			1 year			
Yes 2			c. 140 s. 99		SMALL LOANS INVESTIGATION, OBSTRUCT c. 140 s. 99	Misd.			6 months			
Yes 2			c. 140 s. 103		SMALL LOANS VIOLATION c. 140 s. 103	Misd.			1 year			
Yes 3			c. 140 s. 110		SMALL LOANS, UNLICENSED c. 140 s. 110	Felony			2 1/2 years		10 years	
Yes 3			c. 140 s. 122		FIREARM DEALERS LICENSE, IMPROPER ISSUE c. 140 s. 122	Misd.			6 months		2 years	

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Offense Grid Level	Seriousness Notes	Offense Reference	Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2	c. 140 s. 12B			AMMUNITION, UNLICENCED SALE OF c. 140 s. 12B	Misd.		6 months	2 years			
Yes 4	c. 140 s. 12B	c. 140 s. 12B		FIREARM SALE, VIOLATION c. 140 s. 12B	Felony		1 year	2 1/2 years	1 year	10 years	
Yes 4	c. 140 s. 12B			FIREARM FAIL REPORT UNAUTHORIZED, SUBSQ C. 140 s. 12B	Felony					10 years	
Yes 2	c. 140 s. 129			FIREARM APPLIC. FALSE STATEMENT ON c. 140 s. 129	Misd.					1 year	
Yes 4	None B	c. 140 s. 129		FIREARM APPLIC. FALSE STATEMENT ON, SUBSQ C. 140 s. 129	Felony					2 1/2 years	5 years
Yes 3	c. 140 s. 129B(8)			FIREARM ID CARD APPLIC. FALSE STATEMENT ON c. 140 s. 129B(8)	Misd.		6 months	2 years			
Yes 4	c. 140 s. 130			FIREARM SALE TO MINOR ALIEN c. 140 s. 30	Felony					2 1/2 years	10 years
Yes 3	c. 140 s. 131(h)			FIREARM LICENSE VIOLATION c. 140 s. 131(h)	Misd.		6 months	2 years			
Yes 3	c. 140 s. 131(k)			FIREARM LICENSE VIOLATION c. 140 s. 131(k)	Misd.		6 months	2 years			
Yes 3	c. 140 s. 131A			FIREARM PERMIT, IMPROP ISSUE c. 140 s. 31A	Misd.		6 months	2 years			
Yes 2	c. 140 s. 131B			LOAN SECURED BY FIREARM c. 140 s. 131B	Misd.				1 year		
Yes 5	c. 140 s. 131E			FIREARM PURCHASE FOR ANOTHER c. 140 s. 131E	Felony				2 1/2 years	10 years	
Yes 2	c. 140 s. 131H			FIREARM, ALIEN POSSESS c. 140 s. 131H	Misd.				6 months		
Yes 4	c. 140 s. 131I			FIREARM LICENSED CARD, FALSE c. 140 s. 131I	Felony						5 years
Yes 2	c. 140 s. 131J			ELECTRIC STUN GUN, SELL/POSSESS c. 140 s. 131J	Misd.		6 months	2 years			
Yes 2	c. 140 s. 131L(a)	c. 140 s. 131L(b)		FIREARM, STORE IMPROPER c. 140 s. 131L(a)	Misd.				1 year		
Yes 3	c. 140 s. 131L(a)	c. 140 s. 131L(b)		FIREARM, STORE IMPROPER LARGE CAPACITY c. 140 s. 131L(a)	Felony		1 year	2 1/2 years	1 year	10 years	
Yes 4	None B	c. 140 s. 131L(a)	c. 140 s. 131L(d)	FIREARM, STORE IMPROPER LARGE CAPACITY NEAR MINOR c. 140 s. 131L(a)	Felony		2 1/2 years	2 1/2 years	10 years		
Yes 3	c. 140 s. 131L(a)	c. 140 s. 131L(c)		RIFLE/SHOTGUN, STORE IMPROPER NEAR MINOR c. 140 s. 131L(a)	Felony		1 year	2 1/2 years	1 year	10 years	
Yes 4	c. 140 s. 131M			ASSAULT WEAPON, SELL/POSSESS c. 140 s. 131M	Felony		1 year	2 1/2 years	1 year	10 years	
Yes 6	c. 140 s. 131M			ASSAULT WEAPON, SELL/POSSESS, SUBSQ c. 140 s. 131M	Felony				5 years	15 years	
Yes 4	c. 140 s. 131N			FIREARM, CONVERT/UNDETECTABLE c. 140 s. 131N	Felony		1 year	2 1/2 years	1 year	10 years	
Yes 6	c. 140 s. 131N			FIREARM, COVER/UNDETECTABLE, 2ND OFFENSE c. 140 s. 131N	Felony						
Yes 3	c. 140 s. 131P(d)			FIREARM SAFETY CERTIFICATE, FALSE INFO IN c. 140 s. 131P(d)	Misd.		6 months	2 years			
Yes 3	c. 140 s. 131P(e)			FIREARM SAFETY CERTIFICATE, IMPROPER ISSUE c. 140 s. 131P(e)	Misd.				2 years		
Yes 2	c. 140 s. 147			DOG LICENSE VIOLATION BY OFFICIAL c. 140 s. 147	Misd.		1 month	1 year			
Yes 1	None A	c. 140 s. 157		DOG ORDER, DISOBEG c. 140 s. 157	Misd.				30 days		
Yes 1	None A	c. 140 s. 157		DOG ORDER, DISOBEG, SUBSQ. OFF. c. 140 s. 157	Misd.				60 days		
Yes 2	c. 140 s. 180B			THEATRICAL AGENT, UNLICENSED c. 140 s. 180B	Misd.				1 year		
Yes 2	c. 140 s. 183C			CABARET/ENTERTAINMENT, UNLICENSED c. 140 s. 183C	Misd.				1 year		
Yes 2	c. 140 s. 184			CABARET/ENTERTAINMENT WITH LIQUOR, UNLIC c. 140 s. 184	Misd.				2 years		
Yes 2	c. 140 s. 185A	c. 140 s. 185F		TICKET RESALE VIOLATION, 3RD AND SUBSQ. OFF. c. 140 s. 185A	Misd.		1 year				
Yes 2	c. 140 s. 185D	c. 140 s. 185F		TICKET SCALPING, 3RD AND SUBSQ. OFF. c. 140 s. 185D	Misd.				1 year		

Offense	Seriousness	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2			c. 140 s. 18E	c. 140 s. 185F	TICKET RESALE REGUL VIOLATION, 3RD AND SUBSQ. OFF. c. 140 s. 185E	Misd.			1 year			
Yes 2			c. 140 s. 205A		TRAVELING AMUSEMENT SHOW VIOLATION c. 140 s. 205A	Misd.		10 days	30 days			
Yes 1	Note A		c. 140B s. 8		JUNKYARD VIOLATION c. 140B s. 8	Misd.		30 days				
Yes 2	Note A		c. 140B s. 8		JUNKYARD VIOLATION, SUBSQ OFF. c. 140B s. 8	Misd.		30 days	6 months			
Yes 4			c. 140D s. 27		UNAUTHORIZED USE OF CREDIT CARDS c. 140D s. 27 Felony	Misd.		1 year				
Yes 2			c. 140D s. 31		CONSUMER CREDIT COST DISCLOSURE VIOL c. 140D s. 31	Misd.		6 months				
Yes 2			c. 141 s. 5		ELECTRICIAN UNLICENSED, SUBSQ OFF. c. 141 s. 5	Misd.		6 months				
Yes 2			c. 141 s. 9	c. 141 s. 5	MISSTATEMENTS, ELECTRICAL LICENSE, SUBSQ OFF. c. 141 s. 9	Misd.		6 months				
Yes 2			c. 142A s. 19		HOME IMPROVEMENT CONTRACTOR VIOLATION c. 142A s. 19	Misd.		1 year				
Yes 2			c. 142A s. 19		HOME IMPROVEMENT CONTRACTOR UNLICENSED c. 142A s. 19	Misd.		2 years				
Yes 2			c. 143 s. 3V		SAFETY GLASS, FAIL USE c. 143 s. 3V	Misd.		1 year				
Yes 2			c. 143 s. 87		SAFETY FILM, SELL/MARK FALSE c. 143 s. 87	Misd.		6 months				
Yes 2			c. 143 s. 94		STATE BUILDING CODE VIOLATION c. 143 s. 94	Misd.		2 years				
Yes 2			c. 146 s. 33		BOILER INSPECTION VIOLATION c. 146 s. 33	Misd.		1 year				
Yes 1	Note A		c. 146 s. 41		COMPRESSED AIR TANK VIOLATION c. 146 s. 41	Misd.		6 months				
Yes 1	Note A		c. 146 s. 53	c. 146 s. 55	HOLDING MACHINERY, OPERATION VIOLATION c. 146 s. 53	Misd.		1 month				
Yes 1	Note A		c. 146 s. 54	c. 146 s. 55	HOLDING MACHINERY LIC ON PERSON, OP W/O C. 146 s. 54	Misd.		3 months				
Yes 1	Note A		c. 146 s. 54A	c. 146 s. 55	HOLDING MACHINERY LIC/INSPEC, OBSTRUCT c. 146 s. 54A	Misd.		3 months				
Yes 1	Note A		c. 146 s. 55		ENGINEER/FIREMAN/OPERATOR VIOLATION c. 146 s. 55	Misd.		3 months				
Yes 2			c. 146 s. 89		PIPEFITTER, UNLICENSED, SUBSQ OFF. c. 146 s. 89	Misd.		6 months				
Yes 1	Note A		c. 147 s. 3		PUBLIC SAFETY INSPECTOR ACCEPT GIFT c. 147 s. 3	Misd.		3 months				
Yes 2			c. 147 s. 23		PRIVATE DETECTIVE, UNLICENSED c. 147 s. 23	Misd.		1 year				
Yes 2			c. 147 s. 28		PRIVATE DETECTIVE INVESTIGATIVE REPORT, IMPROP. DISCLOSE/ FALSE c. 147 s. 28	Misd.		1 year				
Yes 2			c. 147 s. 30		PRIVATE DETECTIVE LABOR DISPUTE VIOL c. 147 s. 30	Misd.		6 months				
Yes 1	Note A		c. 147 s. 32		BOXING MATCH UNLICENSED c. 147 s. 32	Misd.		3 months				
Yes 2			c. 147 s. 57		SECURITY SYSTEM BUSINESS, UNLICENSED c. 147 s. 57	Misd.		1 year				
Yes 2			c. 147 s. 60	c. 147 s. 57	FALSE STATEMENTS BY LICENSEE OR EMPLOYEE c. 147 s. 60	Misd.		1 year				
Yes			c. 148 s. 12		EXPLOSIVE MFG/STORAGE/TRANSFER VIOL c. 148 s. 12	Misd.		2 1/2 years				
Yes 2			c. 148 s. 15		TRANSPORTATION OF EXPLOSIVES OR INFLAMMABLE MATERIALS; VIOLATION c. 148 s. 15	Misd.		1 year				
Yes 1	Note A		c. 148 s. 16		EXPLOSIVES/FLAMMABLES, IMPROP MAKE/STORE c. 148 s. 16	Misd.		1 month				
Yes 2			c. 148 s. 27A		SPRINKLER SYSTEM, DISCONNECT c. 148 s. 27A	Misd.		1 year				

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 1	Noe A	c. 148 s. 30A		FIRE VIOLATION NOTICE, DAMAGE c. 148 s. 30A	Misd.			1 month			
Yes 2		c. 149 s. 35		BOMB/EXPLOSIVES, POSSESS c. 148 s. 35	Misd.			2 1/2 years			
Yes 2		c. 148 s. 38 through 38I	c. 148 s. 38H	STORAGE TANK FAIL NOTIFY DPS OFF c. 148 s. 38B through 38I	Misd.			2 years			
Yes 2		c. 148 s. 38H		STORAGE TANK REGULATIONS VIOLATION c. 148 s. 38H	Misd.			2 years			
Yes 2		c. 148 s. 39		FIREFWORKS, SELL UNLAWFUL c. 148 s. 39	Misd.			1 year			
Yes 2		c. 148 s. 40 through 44	c. 148 s. 45	FIREFWORKS, IMPROPER MANUFACTURE/STORAGE c. 148 s. 40 through 44	Misd.			6 months			
Yes 2		c. 149 s. 46		STOVE POLISH, EXPLOSIVE c. 148 s. 46	Misd.			6 months			
Yes 1	Noe A	c. 149 s. 54		CIGARETTE/MATCH, DROP ON FOREST/FIELD c. 148 s. 54	Misd.			30 days			
Yes 2		c. 149 s. 55		EXPLODING GOLF BALLS, SUBSQ. OFF. c. 148 s. 55	Misd.			1 year			
Yes 1	Noe A	c. 149 s. 16		DOLLINSPECTOR ACCEPT GIFT c. 149 s. 16	Misd.			3 months			
Yes 1	Noe A	c. 149 s. 19B		LIE DETECTOR, EMPLOYMENT VIOLATION, 2ND AND SUBSQ. OFF. c. 149 s. 19B	Misd.			90 days			
Yes 2		c. 149 s. 20D		UNION ORGANIZING, IMPROPER PAYMENTS/SOLICITATION c. 149 s. 20D	Misd.			1 year			
Yes 1	Noe A	c. 149 s. 21		EMPLOYMENT ADVERTISEMENT FAKE c. 149 s. 21	Misd.			3 months			
Yes 2		c. 149 s. 23A		STRIKE, EMPLOY ARMED GUARDS DURING c. 149 s. 23A	Misd.			6 months			
Yes 2		c. 149 ss. 26, 27, 27A, 27B, 27E, 27G, 27H	c. 149 s. 27C(a)(2)	PUBLIC WORKS, PAY/PREFERENCE VIOLATION c. 149 s. 26, 27, 27A, 27B, 27E, 27G, 27H	Misd.			6 months			
Yes 2		c. 149 ss. 26, 27, 27A, 27B, 27E, 27G, 27H	c. 149 s. 27C(a)(2)	PUBLIC WORKS, PAY/PREFERENCE VIOLATION, 2ND OFF. c. 149 s. 26, 27, 27A, 27B, 27E, 27G, 27H	Misd.			1 year			
Yes 3		c. 149 ss. 27, 27A, 27B, 27E, 27G, 27H	c. 149 s. 27C(a)(1)	PUBLIC WORKS, PAY/PREFERENCE WILFUL VIOLATION c. 149 s. 26, 27, 27A, 27B, 27E, 27G, 27H	Misc.			1 year			
Yes 3		c. 149 ss. 26, 27, 27A, 27B, 27E, 27G, 27H	c. 149 s. 27C(a)(1)	PUBLIC WORKS, PAY/PREFERENCE WILFUL VIOLATION, 2ND OFF. c. 149 s. 26, 27, 27A, 27B, 27E, 27G, 27H	Misc.			6 months			
Yes 2		c. 149 s. 26	c. 151(D)s. 11	VIOLATION c. 149 s. 26 BY CORPORATE OFFICER c. 149 s. 26	Misd.			1 year			
Yes 2		c. 149 s. 27	c. 151(D)s. 11	VIOLATION c. 149 s. 27 BY CORPORATE OFFICER c. 149 s. 27	Misd.			1 year			
Yes 2		c. 149 s. 30	c. 149 s. 35	PUBLIC WORKS EXCESS OVERTIME ON c. 149 s. 30	Misd.			6 months			
Yes 2		c. 149 s. 31	c. 149 s. 35	PUBLIC WORKS EXCESS OVERTIME ON c. 149 s. 31	Misd.			6 months			
Yes 2		c. 149 s. 34	c. 149 s. 35	PUBLIC WORKS CONTRACT FAIL BANE EXCESS OF c. 149 s. 34	Misd.			6 months			
Yes 2		c. 149 s. 34A	c. 149 s. 35	WORKERS COMP ON PUBLIC WORK, FAIL HAVE c. 149 s. 34A	Misd.			6 months			
Yes 2		c. 149 s. 44J		INVITATIONS TO BID, NOTICE, CONTENTS, VIOLATION OF c. 149 s. 44J	Felony			2 1/2 years			
Yes 1	Noe A	c. 149 s. 78		CHILD LABOR VIOL. c. 149 s. 78	Misd.			1 month			
Yes 2	Noe A	c. 149 s. 78		CHILD LABOR VIOLATION, SUBSQ. OFF. c. 149 s. 78	Misd.			2 months			
Yes 1	Noe A	c. 149 s. 79		SCHOOL ATTENDANCE OFFICER, OBSTRUCT c. 149 s. 79	Misd.			2 months			
Yes 1	Noe A	c. 149 s. 80		CHILD, ASSIST/LEGAL STREET SALES BY c. 149 s. 80	Misd.			2 months			
Yes 1	Noe A	c. 149 s. 81		CHILD LABOR VIO. BY PARENT c. 149 s. 81	Misd.			5 days			

Offense	Seriousness	Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Grid	Level											
Yes	1	Note A	c. 149 s. 81	CHILD LABOR VIOL BY PARENT, SUBSQ OFF. c. 149 s. 81		Misd.			10 days			
Yes	1	Note A	c. 149 s. 82	CHILD LABOR VIOL BY OFFICIAL c. 149 s. 82		Misd.			2 months			
Yes	1	Note A	c. 149 s. 90	CHILD UNDER 16 EMPLOY C. 149 s. 90		Misd.			1 month			
Yes	1	Note A	c. 149 s. 90	CHILD UNDER 16 EMPLOY AFTER NOTICE c. 149 s. 90		Misd.			2 months			
Yes	2		c. 149 s. 90	CHILD LABOR TERMINI, FORGE ID TO OBTAIN c. 149 s. 90		Misd.			1 year			
Yes	2		c. 149 s. 104	CHILD ENTERTAINER, EMPLOY C. 149 s. 104		Misd.			6 months			
Yes	1	Note A	c. 149 s. 122	EMPLOYER VENTILATION VIOL, SUBSQ. OFF. c. 149 s. 122		Misd.			2 months			
Yes	2		c. 149 s. 126	FIRE DOORS LOCKED DURING BUSINESS HOURS c. 149 s. 126		Misd.			1 year			
Yes	1	Note A	c. 149 s. 147G	EMPLOYER INDUSTRIAL HOMEWORK VIOLATION c. 149 s. 147G		Misd.			2 months			
Yes	2		c. 149 s. 148	c. 149 s. 27C(a)(2) EMPLOYER WAGE VIOLATION c. 149 s. 148		Misd.			6 months			
Yes	2		c. 149 s. 148	c. 149 s. 27C(a)(2) EMPLOYER WAGE VIOLATION, 2ND OFF. c. 149 s. 148		Misd.			1 year			
Yes	2		c. 149 s. 148	c. 149 s. 27C(a)(1) EMPLOYER WAGE VIOLATION c. 149 s. 148		Misd.			1 year			
Yes	3		c. 149 s. 148	c. 149 s. 27C(a)(1) EMPLOYER WAGE WILLFUL VIOLATION, 2ND OFF. c. 149 s. 148		Misd.			2 years			
Yes	2		c. 149 s. 148A	EMPLOYER RETALIATE FOR WAGE COMPLAINT c. 149 s. 148A		Misd.			6 months			
Yes	2		c. 149 s. 148B	c. 149 s. 27C(a)(2) PRESUMPTION OF EMPLOYMENT VIOLATION OF STATUTE c. 149 s. 148B		Misd.			6 months			
Yes	2		c. 149 s. 148B	c. 149 s. 27C(a)(2) PRESUMPTION OF EMPLOYMENT VIOLATION OF STATUTE, 2ND OFF. c. 149 s. 148B		Misd.			1 year			
Yes	2		c. 149 s. 148B	c. 149 s. 27C(a)(1) PRESUMPTION OF EMPLOYMENT: WILLFUL VIOLATION OF STATUTE c. 149 s. 148B		Misd.			1 year			
Yes	3		c. 149 s. 148B	c. 149 s. 27C(a)(1) PRESUMPTION OF EMPLOYMENT: WILLFUL VIOLATION OF STATUTE, 2ND OFF.	c. 149 s. 148B	Misd.			2 years			
Yes	2		c. 149 s. 150C	EMPLOYER FAIL PURCHASE DISABILITY INSUR. c. 149 s. 150C		Misd.			6 months			
Yes	1	Note A	c. 149 s. 156	EMPLOYER PIECEWORK WEAVING VIOL, 3RD AND SUBSQ. OFF. c. 149 s. 156		Misd.			1 month			
Yes			c. 149 s. 150C	c. 149 s. 27C EMPLOYER TRANSPORTATION SERVICE VIOLATION c. 149 s. 150C		Misd.			6 months			
Yes			c. 149 s. 150C	c. 149 s. 27C EMPLOYER TRANSPORTATION SERVICE VIOL, SUBSQ. OFF. c. 149 s. 150C		Misd.			1 year			
Yes			c. 149 s. 150C	c. 149 s. 27C EMPLOYER TRANSPORTATION SERVICE WILLFUL VIOL. c. 149 s. 150C		Misd.			1 year			
Yes			c. 149 s. 150C	c. 149 s. 27C EMPLOYER TRANSPORTATION SERVICE WILLFUL VIOL, SUBSQ. OFF. c. 149 s. 150C		Misd.			2 years			
Yes	1	Note A	c. 149 s. 163	DOLE EMPLOYMENT OFFICE ACCEPT FEE c. 149 s. 163		Misd.			1 month			
Yes	1	Note A	c. 149 s. 179B	EMPLOYER FAIL NOTIFY DOLI c. 149 s. 179B		Misd.			2 months			
Yes	2		c. 150A s. 8	LABOR RELATIONS COMMUN. OBSTRUCT. c. 150A s. 8		Misd.			1 year			
Yes	2		c. 150E s. 15	LABOR RELATIONS COMMUN. OBSTRUCT. c. 150E s. 15		Misd.			1 year			
Yes	2		c. 151 s. 1B	c. 149 s. 27C(a)(2) OVERTIME, EMPLOYER FAIL PAY c. 151 s. 1B		Misd.			6 months			
Yes	2		c. 151 s. 1B	c. 149 s. 27C(a)(2) OVERTIME, EMPLOYER FAIL PAY, 2ND OFF. c. 151 s. 1B		Misd.			1 year			
Yes	2		c. 151 s. 1B	c. 149 s. 27C(a)(1) OVERTIME, EMPLOYER FAIL PAY WILLFUL c. 151 s. 1B		Misd.			1 year			
Yes	3		c. 151 s. 1B	c. 149 s. 27C(a)(1) OVERTIME, EMPLOYER FAIL PAY WILLFUL, 2ND OFF. c. 151 s. 1B		Misd.			2 years			

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2	c. 151 s. 19	c. 149 s. 27C(a)(2)	MINIMUM WAGE, EMPLOYER VIOLATION c. 151 s. 19	Misd.				6 months			
Yes 2	c. 151 s. 19	c. 149 s. 27C(a)(2)	MINIMUM WAGE, EMPLOYER VIOLATION, 2ND OFF. c. 151 s. 19	Misd.				1 year			
Yes 2	c. 151 s. 19	c. 149 s. 27C(a)(1)	MINIMUM WAGE, EMPLOYER WILLFUL VIOLATION c. 151 s. 19	Misd.				1 year			
Yes 3	c. 151 s. 19	c. 149 s. 27C(a)(1)	MINIMUM WAGE, EMPLOYER WILLFUL VIOLATION, 2ND OFF. c. 151 s. 19	Misd.				2 years			
Yes 2	c. 151A s. 2 through 74	c. 151A s. 47	UNEMPLOYMENT COMP VIOLATION, SUBSQ. OFF. c. 151A s. 2 through 74	Misd.				2 years			
Yes 2	c. 151A s. 37		UNEMPLOYMENT COMP REPRESENTATION, IMPROP. c. 51A s. 37	Misd.				6 months			
Yes 2	c. 151A s. 46		UNEMPLOYMENT COMP INFORMATION, DISCLOSE c. 151A s. 46	Misd.				6 months			
Yes 3	c. 151A s. 47		UNEMPLOYMENT COMP, FALSE STATEMENT FOR c. 151A s. 47	Felony				6 months	2 1/2 years	5 years	
Yes 2	c. 151A s. 47		UNEMPLOYMENT COMP, FAKE IDENTITY FOR c. 151A s. 47	Misd.				6 months			
Yes 3	c. 151A s. 47		UNEMPLOYMENT COMPENSATION; FALSE STATEMENT TO AVOID CONTRIBUTION TO c. 151A s. 47	Felony				5 years			
Yes 2	c. 151A s. 47		UNEMPLOYMENT COMP EMPLOYER FAIL PAY c. 151A s. 47	Misd.				1 year			
Yes 3	c. 151A s. 47		UNEMPLOYMENT COMPENSATION; OBSTRUCTS INVESTIGATION c. 151A s. 47								
Yes 2	c. 151A s. 47		UNEMPLOYMENT COMPENSATION; OBSTRUCTS INVESTIGATION BY THREAT OF FORCE ONLY c. 151A s. 47	Misd.				1 year			
Yes 2	c. 151A s. 47A		UNEMPLOYMENT COMP PAYMENT, BAD CHECK FOR c. 151A s. 47A	Misd.				2 years			
Yes 2	c. 151B s. 4A		RESTRICTIVE COVENANT, CONVEY PROPERTY W/c. 151B s. 4A	Misd.				1 year			
Yes 2	c. 151B s. 8		MCAD, OBSTRUCT/FAIL TO COMPLY/WORDER c. 151B s. 8	Misd.				1 year			
Yes 2	c. 151D s. 2		HEALTHWELFARE FUND, UNAPPROVED c. 151D s. 2	Misd.				2 years			
Yes 4	None A	c. 151D s. 6	HEALTHWELFARE FUND EMPLOYEE VIOLATION c. 151D s. 6 Misd.	Misd.				1 year			
Yes 2	c. 151D s. 11		HEALTHWELFARE FUND FAIL PAY BENEFIT c. 151D s. 11	Misd.				2 years			
Yes 3	c. 152 s. 14		WORKERS COMP CLAIMS, ENCOURAGE c. 152 s. 14	Felony				6 months	2 1/2 years	5 years	
Yes 2	c. 152 s. 25C		WORKERS COMP, EMPLOYER FAIL HAVE c. 152 s. 25C	Misd.				1 year			
Yes 1	None A	c. 152 s. 60D	WORKERS COMP POLICY, ISSUE IMPROP. c. 152 s. 60D	Misd.				3 months			
Yes 2	c. 153 s. 48		CORPORATE STATEMENT, FALSE c. 153 s. 48								
Yes 2	c. 155 s. 49		CORPORATE STATEMENT, FALSE c. 155 s. 49								
Yes 2	c. 156B s. 68		CORPORATE STATEMENT, FALSE c. 156B s. 68								
Yes 2	c. 156B s. 69		CORPORATE STATEMENT, FALSE c. 156B s. 69								
Yes 2	c. 159 s. 103		RAILROAD CAR, WHO AUTHORITY/DAMAGE c. 159 s. 103	Misd.				2 years			
Yes 2	c. 159 s. 104		BUS/RAILROAD CAR, THROWING MISSILE OR ASSAULTING c. 159 s. 104	Misd.				1 year			
Yes 2	c. 159 App. s. 1-15		MSC STEAMSHIP AUTHORITY VIOLATION c. 159 App. s. 1-15	Misd.				1 year			
Yes 6	c. 159A s. 31		BUS DRIVER, INTERFERE WITH c. 159A s. 31 Felony								
Yes 1	None A	c. 159A App. s. 1-6	SIGHTSEEING TOURS BY AUTOMOBILE, UNLICENSED c. 159A App. s. 1-6	Misd.				1 month			

Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 160 s. 48		RAILROAD DIRECTOR VIOLATION c. 160 s. 48	Misd.			1 year			
Yes 2		c. 160 s. 74		RAILROAD IMPROP ACQUIRE MASS RR. AID c. 160 s. 74	Misd.		6 months	1 year			
Yes 2		c. 160 s. 179 through 182	c. 160 s. 183	RAILROAD EMPLOYEE INEXPERIENCED PERSONNEL c. 160 s. 179 through 182	Misd.			1 year			
Yes 1	Note A	c. 160 s. 98A		RAILROAD TICKET, IMPROP SELL DISCOUNT c. 160 s. 198A	Misd.			1 month			
Yes 1	Note A	c. 160 s. 198B		RAILROAD TICKET, SELL MISUSE DISCOUNT c. 160 s. 198B	Misd.			1 month			
Yes 2		c. 160 s. 220		RAILROAD FARE, EVADE c. 160 s. 220	Misd.			6 months			
Yes 6		c. 160 s. 225		RAILROAD MAJICIOUS INJURY TO c. 160 s. 225	Misd.			1 year			
Yes 1	Note A	c. 160 s. 226		RAILROAD OBSTRUCT/ENDANGER c. 160 s. 226	Felony			20 years			
Yes 1	Note A	c. 160 s. 227		RAILROAD MALICIOUSLY STOP c. 160 s. 227	Misd.			1 month			
Yes 3		c. 160 s. 228		RAILROAD TOOLS, TAMPER WITH c. 160 s. 228	Misd.			3 months			
Yes 2		c. 160 s. 231		RAILROAD TRAIN OPERATION, GROSS NEGLIGENCE c. 160 s. 231	Misd.			1 year			
Yes 1	Note A	c. 161 s. 31		STREETCAR DIRECTOR VIOLATION c. 161 s. 31	Misd.			3 months			
Yes 4		c. 161 s. 94		STREETCAR, OBSTRUCT c. 161 s. 94	Misd.			3 months			
Yes 1	Note A	c. 161 s. 96		STREETCAR OBSTRUCT/PUBLICWAY c. 161 s. 96	Felony			10 years			
Yes 1	Note A	c. 161 s. 113		TRANSFER TICKET, MISUSE c. 161 s. 113	Misd.			3 months			
Yes 2		c. 161 s. 13A		MBTA PASS, FRAUDULENT USE c. 161 s. 13A	Misd.			1 month			
Yes 1	Note A	c. 161A s. 5		MBTA, POSSESS LIQUOR TO CONSUME ON c. 161A s. 5	Misd.			1 year			
Yes 2		c. 161A s. 17		GASELECTRIC COMPANY DIRECTOR VIOLATION c. 164 s. 17	Misd.			30 days			
Yes 2		c. 164 s. 17A		GASELECTRIC COMPANY, IMPROP/LOAN BY c. 164 s. 17A	Misd.			1 year			
Yes 2		c. 164 s. 36A		MUNICIPAL LIGHT CO CONFLICT OF INTEREST c. 164 s. 36A	Misd.			1 year			
Yes 2		c. 164 s. 126		GAS METER, DAMAGE/FRAUDULENT USE c. 164 s. 126	Misd.			1 year			
Yes 2		c. 164 s. 126A		GASELECTRIC COMPANY EMPLOYEE FALSELY ASSUME IDENTITY c. 164 s. 126A	Misd.			2 years			
Yes 2		c. 164 s. 127		ELECTRICITY, FRAUDULENT USE OF c. 164 s. 127	Misd.			1 year			
Yes 2		c. 165 s. 11		WATER/WATER METER, DAMAGE/FRAUDULENT USE c. 165 s. 11	Misd.			1 year			
Yes 2		c. 166 s. 6		TELEPHONE COMPANY DIRECTOR VIOLATION c. 166 s. 6	Misd.			1 year			
Yes 2		c. 166 s. 21A through 21F	c. 166 s. 21G	ELECTRIC LINES, OPERATE EQUIPMENT NEAR c. 166 s. 21A through 21F	Misd.			1 year			
Yes 2		c. 166 s. 24		LINE, DAMAGE MUNICIPAL c. 166 s. 24	Misd.			2 years			
Yes 2		c. 166 s. 38		UTILITY CO. PROPERTY, DAMAGE IN DAY c. 166 s. 38	Misd.			2 years			
Yes 3		c. 166 s. 38		UTILITY CO. PROPERTY, DAMAGE AT NIGHT c. 166 s. 38	Misd.			1 year			
Yes 2		c. 166 s. 40	c. 166 s. 38	UTILITY WIRES, CUT IN DAY c. 166 s. 40	Misd.			2 years			
Yes 3		c. 166 s. 40	c. 166 s. 38	UTILITY WIRES, CUT AT NIGHT c. 166 s. 40	Misd.			2 years			

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 166 s. 42A		CABLE TV/TELEPHONE SERVICE UNDER \$5,000 BY FRAUD, OBTAIN OR ATTEMPT c. 166 s. 42A	Misd.			2 1/2 years			
Yes 3		c. 166 s. 42A		CABLE TV/TELEPHONE SERVICE OVER \$5,000 BY FRAUD, OBTAIN OR ATTEMPT c. 166 s. 42A	Felony					10 years	
Yes 4		c. 166 s. 42B		TELEPHONE DEVICE, UNLAWFUL c. 166 s. 42B	Felony					15 years	
Yes 2		c. 166A s. 18		CABLE-TV VIOLATION c. 166A s. 18	Misd.						
Yes 2		c. 167 s. 4		BANK INVESTIGATION, FAIL TESTIFY IN/OBSTRUCT c. 167 s. 4	Misd.					6 months	
Yes 2		c. 167 s. 8		BANK FAIL MAKE REPORT c. 167 s. 8	Misd.					1 year	
Yes 2		c. 167 s. 12		BANK OFFICER FUNCTION WHILE SUSPENDED c. 167 s. 12	Misd.					1 year	
Yes 3		c. 167 s. 12		BANK OFFICER FUNCTION AFTER REMOVAL c. 167 s. 12	Felony		5 years				
Yes 2		c. 167 App.s. 14		RULES AND REGULATIONS OF BANK COMMISSIONER, VIOLATION OF c. 167 App.s. 1-4	Misd.					1 year	
Yes 2		c. 167A s. 6(c)		BANK HOLDING COMPANY REPORT FALSE c. 167A s. 6(c)	Misd.					1 year	
Yes 4		c. 167A s. 6(d)		FALSIFYING COMPANY RECORDS WITH INTENT TO DECEIVE EXAMINER c. 167A s. 6(d)							
Yes 2		c. 167B s. 2 through c. 167B s. 21(a)(2)		ELECTRONIC FUND TRANSFER VIOL UNDER \$100 c. 167B s. 2 through 21(a)(2)	Misd.					2 1/2 years	10 years
Yes 2		c. 167B s. 21(b)	c. 167B s. 21(b)(1)	ELECTRONIC FUND TRANSFER, INT DEFRAUD c. 167B s. 21(b)	Misd.					1 year	
Yes 3 Note G		c. 167B s. 21(c)(1)		ELECTRONIC FUND TRANSFER VIOL OVER \$100 c. 167B s. 21(c)(1)	Felony	Under \$10,000				1 year	
Yes 4 Note G		c. 167B s. 21(c)(1)		ELECTRONIC FUND TRANSFER VIOL OVER \$100 c. 167B s. 21(c)(1)	Felony	\$10,000 to \$50,000				1 year	
Yes 5 Note G		c. 167B s. 21(c)(1)		ELECTRONIC FUND TRANSFER VIOL UNDER \$100 c. 167B s. 21(c)(1)	Felony	\$50,000 and over				1 year	
Yes 2		c. 167E s. 13		SAVINGS BANK LOAN/DISCOUNT ON OWN STOCK c. 167E s. 13	Misd.					1 year	
Yes 2		c. 168 s. 19	c. 168 s. 23A	SAVINGS BANK INSIDER LOAN c. 168 s. 19	Misd.					1 year	
Yes 2		c. 168 s. 20	c. 168 s. 23A	SAVINGS BANK FILE REPORT INSIDER LOAN c. 168 s. 20	Misd.					1 year	
Yes 2		c. 168 s. 22		SAVINGS BANK OFFICER/EMPLOYEE VIOLATION c. 168 s. 22	Misd.					1 year	
Yes 2		c. 168 s. 23	c. 168 s. 23A	SAVINGS BANK CHARGE INDISCLOSED LOAN FEE, OFFICER ACCEPT FEE c. 168 s. 23	Misd.					1 year	
Yes 2		c. 168 s. 29	c. 168 s. 24	SAVINGS BANKS WRONGFUL PAYMENT OR AUTHORIZATION OF PAYMENT OF INTEREST c. 168 s. 29	Misd.					6 months	
Yes 2		c. 169 s. 1 through 16	c. 169 s. 16	FOREIGN MONEY DEPOSITS VIOLATION c. 169 s. 1 through 16	Misd.					1 year	
Yes 2		c. 169A s. 1 through 13	c. 169A s. 13	CHECK CASHING VIOLATION c. 169A s. 2 through 13	Misd.					1 year	
Yes 2		c. 170 s. 16		COOPERATIVE BANK OFFICER/EMPLOYEE VIOL c. 170 s. 16	Misd.					1 year	
Yes 2		c. 170 s. 17	c. 170 s. 19A	COOPERATIVE BANK OFFICER/EMPLOYEE TAKE FEE c. 170 s. 17	Misd.					1 year	
Yes 2		c. 170 s. 19	c. 170 s. 19A	COOPERATIVE BANK INSIDER LOAN c. 170 s. 19	Misd.					1 year	

Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 171 s. 23		CREDIT UNION OFFICER/EMPLOYEE VIOLATION c. 171 s. 23	Misd.			1 year		1 year	
Yes 2		c. 172 s. 18	c. 172 s. 23	TRUST COMPANY IMPROPER LOAN TO OFFICER c. 172 s. 18	Misd.			1 year		1 year	
Yes 2		c. 172 s. 20	c. 172 s. 23	TRUST COMPANY OFFICER/EMPLOYEE TAKE FEE c. 172 s. 20	Misd.			1 year		1 year	
Yes 2		c. 172 s. 21		TRUST COMPANY OFFICER/EMPLOYEE VIOLATION c. 172 s. 21	Misd.			1 year		1 year	
Yes 2		c. 172 s. 26		TRUST COMPANY STOCK & TRANSFER, FAIL REPT c. 172 s. 26	Misd.			6 months		6 months	
Yes 2		c. 172 s. 26A		TRUST COMPANY ACQUISITION, IMPROPER c. 172 s. 26A	Misd.			6 months		6 months	
Yes 2		c. 172 s. 31		TRUST COMPANY FAIL MAINTAIN RESERVE c. 172 s. 31	Misd.			1 year		1 year	
Yes 2		c. 172A s. 3		BANKING CO VIOLATION c. 172A s. 3	Misd.			6 months		6 months	
Yes 2		c. 172A s. 7B		BANKING CO LOAN SECURED BY OWN STOCK c. 172A s. 7B	Misd.			6 months		6 months	
Yes 1	Note A	c. 172A s. 8A		BANKING CO LOAN TO OFFICER c. 172A s. 8A	Misd.			90 days		90 days	
Yes 2		c. 172A s. 10		BANKING CO FAIL REPORT RESERVE c. 172A s. 10	Misd.			6 months		6 months	
Yes 2		c. 175 s. 40		INSURANCE EXAMINATION, OBSTRUCT c. 175 s. 4	Misd.			1 year		1 year	
Yes 5		c. 175 s. 59	c. 268 s. 1	SECRETARY, DOMESTIC STOCK COMPANIES, FALSE RECORD c. 175 s. 59	Felony			2 1/2 years		20 years	
Yes 2		c. 175 s. 73		INSURANCE CO VIOLATION, MUTUAL c. 175 s. 73	Misd.			1 year		1 year	
Yes 2		c. 175 s. 73		INSURANCE CO ADVANCE PAYMENT VIOL, MUTUAL c. 175 s. 73	Misd.			1 month		2 1/2 years	
Yes 5		c. 175 s. 78	c. 268 s. 1	SECRETARY, MUTUAL COMPANY, FALSE RECORD c. 175 s. 78	Felony			2 1/2 years		20 years	
Yes 2		c. 175 s. 127		INSURANCE, FALSE STATEMENT RELIEF c. 175 s. 127	Misd.			1 month		1 year	
Yes 5		c. 175 s. 127	c. 268 s. 1	INSURANCE, FALSE STATEMENT REL DEATH c. 175 s. 127	Felony			2 1/2 years		20 years	
Yes 2		c. 175 s. 168		INSURANCE SPECIAL BROKER VIOLATION c. 175 s. 168	Misd.			1 year		1 year	
Yes 2		c. 175 s. 170		INSURANCE AGENT/BROKER, FRAUD BY c. 175 s. 170	Misd.			1 year		1 year	
Yes 2		c. 175 s. 172		INSURANCE FIRE LOSS ADJUSTER, UNLICENSED/IMPROPER ADJUSTMENT c. 175 s. 172	Misd.			6 months		6 months	
Yes 1	Note A	c. 175 s. 174		INSURANCE CORP STOCK VIOLATION c. 175 s. 174	Misd.			30 days		30 days	
Yes 2		c. 175 s. 174	c. 175 s. 4	INSURANCE CORP INQUIRY, OBSTRUCT c. 175 s. 174	Misd.			1 year		1 year	
Yes 2		c. 175 s. 176	c. 266 s. 30	INSURANCE AGENT OR BROKER, LARCENY BY c. 175 s. 176	Misd.			1 year		1 year	
Yes 3	Note G	c. 175 s. 176	c. 266 s. 30	INSURANCE AGENT OR BROKER, LARCENY BY c. 175 s. 176	Felony	Under \$10,000		2 years		5 years	
Yes 4	Note G	c. 175 s. 176	c. 266 s. 30	INSURANCE AGENT OR BROKER, LARCENY BY c. 175 s. 176	Felony	\$10,000 to \$50,000		2 years		5 years	
Yes 5	Note A / Note G	c. 175 s. 176	c. 266 s. 30	INSURANCE AGENT OR BROKER, LARCENY BY c. 175 s. 176	Felony	\$50,000 and Over		2 years		5 years	
Yes 2		c. 175 s. 177B		INSURANCE ADVISER, UNLICENSED c. 175 s. 177B	Misd.			6 months		6 months	
Yes 2		c. 175 s. 177D		REINSURANCE INTERMEDIARY, UNLICENSED c. 175 s. 177D	Misd.			6 months		6 months	
Yes 2		c. 175 s. 181		INSURANCE CO/AGENT, MISPRESENTATION BY c. 175 s. 181	Misd.			6 months		6 months	

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 175 s. 18/B		INSURANCE PREMIUM FAIL REFUND SUBSQ OFF. c. 175 s. 18/B	Misd.			6 months			
Yes 2		c. 175 s. 18/C		INSURANCE CANCELLATION AFFIDAVIT, FALSE c. 175 s. 18/C	Misd.		1 year				
Yes 2		c. 175 s. 26D(b)(5)		INSURANCE HOLDING CO. FALSE REPORT c. 175 s. 26D(b)(5)	Misd.		1 year				
Yes 2		c. 175E s. 2 -12	c. 175E s. 12	MOTOR VEH INSURANCE RATING VIOL. c. 175E s. 2 -12	Misd.		1 year				
Yes 4		c. 175H s. 2		HEALTH CARE CLAIM, FALSE c. 175H s. 2	Felony		2 1/2 years				5 years
Yes 4		c. 175H s. 3		HEALTH CARE KICKBACK c. 175H s. 3	Felony		2 1/2 years				5 years
Yes 2		c. 175I s. 22		INSURANCE INFO. GET ON FALSE PRETENSES c. 175I s. 22	Misd.		1 year				
Yes 2		c. 176 s. 11		FRATERNAL BENEFIT SOC RECORDS, ALTER c. 176 s. 11	Misd.		1 year				
Yes 2		c. 176 s. 47		FRATERNAL BENEFIT SOC INSURANCE VIOL. c. 176 s. 47	Misd.		30 days				
Yes 2		c. 176 s. 52		FRATERNAL BENEFIT SOC. FALSE APPLIC TO c. 176 s. 52	Misd.		30 days				
Yes 5		c. 176 s. 52	c. 268 s. 1	FRATERNAL BENEFIT SOC. FALSE STATEMENT RE: DEATH c. 176 s. 52	Felony		2 1/2 years				20 years
Yes		c. 176 s. 32A		LIMITED BENEFIT SOC RECORDS, ALTER c. 176 s. 32A	Misd.		1 year				
Yes		c. 176P s. 36(a)		LIMITED BENEFIT SOC RECORDS, OBSTRUCT OR FAIL TO APPEAR c. 176P s. 36(a)	Misd.		1 year				
Yes		c. 176P s. 48		LIMITED BENEFIT SOC. FALSE APPLIC TO c. 176P s. 48	Misd.		30 days				
Yes		c. 176P s. 48		LIMITED BENEFIT SOC. FALSE STATEMENT, DEATH c. 176P s. 48	Felony		2 1/2 years				20 years
Yes 2		c. 181 s. 13		FOREIGN CORPORATION REPORT, FALSE c. 181 s. 13	Misd.		1 year				
Yes 2		c. 181 s. 14		FOREIGN CORPORATION REPORT, FALSE c. 181 s. 14	Misd.		3 months				
Yes 1	Noe A	c. 182 s. 2		ASSOCIATION/TRUST FAIL FILE WITH MUNIC. c. 182 s. 2	Misd.		3 months				
Yes 1	Noe A	c. 182 s. 3		UTILITY ASSOC/TRUST FAIL FILE WITH DPU c. 182 s. 3	Misd.		3 months				
Yes 1	Noe A	c. 182 s. 4		UTILITY ASSOC/TRUST FAIL FILE AND REPORT c. 182 s. 4	Misd.		3 months				
Yes 2		c. 185 s. 118		REGISTERED LAND CONVEY ENCUMBERED c. 185 s. 118	Felony		1 year				3 years
Yes 2		c. 186 s. 14		LANDLORD WRONGFUL ACTS c. 186 s. 14	Misd.		6 months				
Yes 2		c. 193 s. 3		ESTATE PROPERTY, EXPORT TAXABLE c. 193 s. 3	Misd.		1 year				
Yes 2		c. 207 s. 7	c. 207 s. 51	MARRIAGE, PERFORM UNDER AGE c. 207 s. 7	Misd.		1 year				
Yes 2		c. 207 s. 26	c. 207 s. 51	MARRIAGE NOTICE, UNAUTHORIZED c. 207 s. 26	Misd.		1 year				
Yes 2		c. 207 s. 34	c. 207 s. 51	MARRIAGE OF MINORS, NOTICE c. 207 s. 34	Misd.		1 year				
Yes 2		c. 207 s. 48		MARRIAGE WITHOUT AUTHORITY, PERFORM IMPROP. c. 207 s. 48	Misd.		1 year				
Yes 2		c. 207 s. 50		MARRIAGE OF NONRESIDENT, PERFORM IMPROP. c. 207 s. 50	Misd.		1 year				
Yes 3		c. 208 s. 34C		ABUSE PREVENTION ORDER, VIOL PROBATE CT. c. 208 s. 34C	Misd.		2 1/2 years				
Yes 2		c. 208 s. 40	c. 272 s. 14	COHABITATION AFTER DIVORCE c. 208 s. 40	Felony		2 years				3 years
Yes 2		c. 208 s. 41		DIVORCE CASE, FRAUD IN c. 208 s. 41	Misd.		2 years				
Yes 2		c. 208 s. 42		DIVORCE, PROCURE FRAUDULENT c. 208 s. 42	Misd.		6 months				

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Offense	Seriousness	Offense Level	Offense Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Punishment	Staircase Type	Mand. Factor	Min. Time	Max. H/C	Min. H/C	Max. Prison	Max. Prison
Yes 2			c. 208 s. 43		DIVORCES, ADVERTISE PROCURING c. 208 s. 43		Misd.			6 months				
Yes 2			c. 208 s. 44		DIVORCE, ISSUE UNLAWFUL CERTIFICATE OF c. 208 s. 44		Misd.			2 1/2 years				
Yes 4			c. 209A s. 3B		ABUSE PREVENTION ORDER, VIOLATE c. 209A s. 3B		Misd.			2 1/2 years				
Yes 3			c. 209A s. 3C		FIREARM SURRENDER ORDER, VIOLATE c. 209A s. 3C		Misd.			2 1/2 years				
Yes 4			c. 209A s. 7		ABUSE PREVENTION ORDER, VIOLATE c. 209A s. 7		Misd.			2 1/2 years				
Yes 4			c. 209A s. 7		ABUSE PREVENTION ORDER, VIOLATE, RETALIATION FOR NON-SUPPORT c. 209A s. 7		Misd.			60 days	2 1/2 years			
Yes 2			c. 210 s. 11A		ADOPTION, PROFIT FROM PLACING CHILD FOR c. 210 s. 11A		Felony			2 1/2 years				
Yes 2			c. 221 s. 41		LAW, UNAUTHORIZED PRACTICE OF c. 221 s. 41		Misd.			6 months				
Yes 2			c. 221 s. 41		LAW, UNAUTHORIZED PRACTICE OF, SUBSQ OFF c. 221 s. 41		Misd.			1 year				
Yes 2			c. 221 s. 46C		DEBIT POOLING PLAN BY NON-ATTORNEY c. 221 s. 46C		Misd.			6 months				
Yes 1	Note A		c. 223 s. 18		CONTTEMPT IN SUPPLEMENTARY PROCESS c. 224 s. 18		Misd.			30 days				
Yes 2			c. 223 s. 19		FRAUD IN SUPPLEMENTARY PROCESS c. 224 s. 19		Misd.			1 year				
Yes 1	Note A		c. 233 s. 5		WITNESS FAIL TO APPEAR IN CRIMINAL CASE c. 233 s. 5		Misd.			1 month				
Yes 1	Note A		c. 233 s. 13A		WITNESS FAIL TO TESTIFY IN OTHER STATE c. 233 s. 13A		Misd.			1 month				
Yes 2			c. 233 s. 20H		WITNESS FAIL TO TESTIFY, IMMUNIZED c. 233 s. 20H		Misd.			1 year				
Yes 2			c. 234 s. 37		JURY LIST, IMPROPERLY ADD NAME TO c. 234 s. 37		Misd.			1 year				
Yes 2			c. 234 s. 38		JURY LIST, SOLICIT ADDING NAME TO c. 234 s. 38		Misd.			1 year				
Yes 2			c. 234A s. 71		JUROR PROCESSING, FRAUD IN c. 234A s. 71		Misd.			2 years				
Yes 2			c. 241 s. 33		LAND PARTITION PROCEEDS, IMPROP RECEIVE c. 241 s. 33		Misd.			1 year				
Yes 1	Note A		c. 246 s. 20		TRUSTEE PROCESS, EVADE c. 246 s. 20		Misd.			3 months				
Yes 2			c. 255 s. 13K		VOCATIONAL SCHOOL CONTRACT, IMPROPER c. 255 s. 13K		Misd.			6 months				
Yes 2			c. 255B s. 2 through 25		MOTOR VEH INSTALLMENT SALES VIOLATION c. 255B s. 2 through 25		Misd.			6 months				
Yes 2			c. 255C s. 2 through 23		c. 255C s. 2 through 23		Misd.			6 months				
Yes 2			c. 255D s. 2 through 32		c. 255D s. 2 through 32		Misd.			6 months				
Yes 2			c. 255E s. 2		c. 255E s. 10		MORTGAGE BROKER OR LENDER LICENSE REQUIREMENT; VIOLATION c. 255E s. 2		Misd.		6 months			
Yes 2			c. 258C s. 12		VICTIM COMPEN CLAIM, FALSE STATEMENT IN c. 258C s. 12		Misd.			6 months				
Yes 2			c. 263 s. 1		ARREST, REFUSE DISCLOSE REASON FOR c. 263 s. 1		Misd.			1 year				
Yes 2			c. 263 s. 2		ARREST ON FALSE/NONEXISTENT PROCESS c. 263 s. 2		Misd.			1 year				
Yes 8			c. 264 s. 2		TREASON c. 264 s. 2		Felony			Life				
Yes 5	Note A		c. 264 s. 3		MISPRISION OF TREASON c. 264 s. 3		Felony			2 years				
Yes 2			c. 264 s. 5		FLAG, MISUSE c. 264 s. 5		Misd.			1 year				
Yes 1	Note A		c. 264 s. 10A		MILITARY UNIFORM FUNDRAISING INC 264 s. 10A		Misd.			3 months				

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 3		c. 265 s. 11		RIOT, INCITE c. 264 s. 11	Felony		2 1/2 years		2 1/2 years		3 years
Yes 2		c. 265 s. 19		SUBVERSIVE ORGANIZATION, MEMBERSHIP IN c. 264 s. 19	Felony		2 1/2 years		2 1/2 years		3 years
Yes 2		c. 265 s. 21		SUBVERSIVE ORGANIZATION RECORDS DESTROY c. 264 s. 21	Felony		2 1/2 years		2 1/2 years		3 years
Yes 2		c. 265 s. 22		SUBVERSIVE ORGANIZATION USE/HALL, ALLOW c. 264 s. 22	Misd.		1 year				
Yes 2		c. 265 s. 23		SUBVERSIVE ORGANIZATION, CONTRIBUTE TO c. 264 s. 23	Felony		2 1/2 years		2 1/2 years		3 years
No 9	Note D	c. 265 s. 1	c. 265 s. 2	MURDER c. 265 s. 1	Felony		Life				Life
No 9	Note D	c. 265 s. 3	c. 265 s. 2	DUEL, DEATH WITHIN STATE c. 265 s. 3	Felony		Life				Life
No 9	Note D	c. 264 s. 1		TREASON c. 264 s. 1	Felony		Life				Life
Yes 3		c. 265 s. 9		FLIGHT BY ARRANGEMENT c. 265 s. 9	Felony		10 years				
Yes 3		c. 265 s. 10		FLIGHT BY ARRANGEMENT, AID/PROMOTE c. 265 s. 10	Felony		2 1/2 years		2 1/2 years		5 years
Yes 3		c. 265 s. 11		FLIGHT BY ARRANGEMENT, OUT-OF-STATE c. 265 s. 11	Felony						5 years
Yes 1	Note A	c. 265 s. 12		BOXING MATCH, UNLAWFUL c. 265 s. 12	Misd.		3 months				
Yes 6	Note G	c. 265 s. 13		MANSLAUGHTER c. 265 s. 13	Felony	Involuntary	2 1/2 years		2 1/2 years		20 years
Yes 8	Note A/Note G	c. 265 s. 13		MANSLAUGHTER c. 265 s. 13	Felony	Voluntary	2 1/2 years		2 1/2 years		20 years
Yes 8		c. 265 s. 13		MANSLAUGHTER INVOLVING EXPLOSIVES c. 265 s. 13	Felony		Life				
Yes 2	Note A	c. 265 s. 13(A)		ASSAULT c. 265 s. 13(A)(a)	Misd.		2 1/2 years		2 1/2 years		5 years
Yes 6	Note A	c. 265 s. 13(A)(b)(i)		ABB, AGGRAVATED c. 265 s. 13(A)(b)(i)	Felony	Serious bodily injury	2 1/2 years		2 1/2 years		5 years
Yes	Note A	c. 265 s. 13(A)(b)(ii)		ABB, AGGRAVATED c. 265 s. 13(A)(b)(ii)	Felony	Pregnant victim	2 1/2 years		2 1/2 years		5 years
Yes 5	Note A	c. 265 s. 13(A)(b)(iii)		ABB, AGGRAVATED c. 265 s. 13(A)(b)(iii)	Felony	Restraining order	2 1/2 years		2 1/2 years		5 years
Yes 5		c. 265 s. 13B		INDECENT A&B ON CHILD UNDER 14 c. 265 s. 13B	Felony		2 1/2 years		2 1/2 years		10 years
Yes 6		c. 265 s. 13B		INDECENT A&B ON CHILD UNDER 14, SUBSQ. OFF. c. 265 s. 13B	Felony						Life
Yes 4		c. 265 s. 13C		ABB TO COLLECT LOAN c. 265 s. 13C	Felony		2 1/2 years		2 1/2 years		5 years
Yes 5	Note B	c. 265 s. 13C		ABB TO COLLECT LOAN, SUBSQ. OFF. c. 265 s. 13C	Felony		5 years		5 years		10 years
Yes 3		c. 265 s. 13D		ABB ON PUBLIC EMPLOYEE c. 265 s. 13D	Misd.	90 days	2 1/2 years		2 1/2 years		10 years
Yes 4		c. 265 s. 13D½		FIREFIGHTER, INURED c. 265 s. 13D½	Felony		2 1/2 years		2 1/2 years		10 years
Yes 4		c. 265 s. 13F		ABB ON RETARDED PERSON c. 265 s. 13F	Felony		2 1/2 years		2 1/2 years		5 years
Yes 5		c. 265 s. 13F		ABB ON RETARDED PERSON, SUBSQ. OFF. c. 265 s. 13F	Felony		10 years		10 years		10 years
Yes 6		c. 265 s. 13F		INDECENT A&B ON RETARDED PERSON c. 265 s. 13F	Felony		5 years		5 years		10 years
Yes 7	Note A	c. 265 s. 13F		INDECENT A&B ON RETARDED PERSON, SUBSQ. OFF. c. 265 s. 13F	Felony		10 years		10 years		10 years
Yes 4		c. 265 s. 13G		felony FOR HIRE c. 265 s. 13G	Felony		5 years		5 years		5 years
Yes 4		c. 265 s. 13H		INDECENT A&B ON PERSON 14 OR OVER c. 265 s. 13H	Felony		2 1/2 years		2 1/2 years		5 years

Offense	Seriousness	Offense Level	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 3			c. 265 s. 131		A&B/ASSAULT ON AMBULANCE PERSONNEL c. 265 s. 131	Misd.		90 days	2 1/2 years			
Yes 3			c. 265 s. 131		CHILD, PERMIT INJURY TO c. 265 s. 131	Misd.		2 1/2 years				
Yes 5	Note A		c. 265 s. 131		CHILD, PERMIT SUBSTANTIAL INJURY TO c. 265 s. 131	Felony		2 1/2 years				5 years
Yes 5	Note A		c. 265 s. 131		A&B ON CHILD WITH INJURY c. 265 s. 131	Felony		2 1/2 years				5 years
Yes 7	Note A		c. 265 s. 131		A&B ON CHILD WITH SUBSTANTIAL INJURY c. 265 s. 131	Felony		2 1/2 years				15 years
Yes 5			c. 265 s. 13K(b)		A&B ON ELDER (60+) / DISABLED PERSON; SERIOUS BODY INJURY c. 265 s. 13K(b)	Felony		2 1/2 years				5 years
Yes 6			c. 265 s. 13K(c)		A&B ON ELDER (60+) / DISABLED PERSON; SERIOUS BODY INJURY c. 265 s. 13K(c)	Felony		2 1/2 years				10 years
Yes 5			c. 265 s. 13K(d)		CARETAKER; PERMITS A&B ON ELDER/DISABLED PERSON; BODY INJURY c. 265 s. 13K(d)	Felony		2 1/2 years				5 years
Yes 6			c. 265 s. 13K(e)		CARETAKER; PERMITS A&B ON ELDER/DISABLED PERSON; SERIOUS BODY INJURY c. 265 s. 13K(e)	Felony		2 1/2 years				10 years
Yes			c. 265 s. 13L		RECKLESS ENDANGERMENT TO CHILDREN c. 265 s. 13L	Misd.		2 1/2 years				
Yes 7			c. 265 s. 14		MAYHEM c. 265 s. 14	Felony		2 1/2 years				20 years
Yes 7			c. 265 s. 15		ASSAULT TO MURDER OR MAIM c. 265 s. 15	Felony		2 1/2 years				10 years
Yes 4	Note G		c. 265 s. 15A(a)		A&B WITH DANGEROUS WEAPON +60 SUBSQ OFF c. 265 s. 15A(a)	Felony No/Major Injury	2 years	2 1/2 years	2 years			10 years
Yes 5	Note G		c. 265 s. 15A(a)		A&B WITH DANGEROUS WEAPON +60 SUBSQ OFF c. 265 s. 15A(a)	Felony Moderate Injury	2 years	2 1/2 years	2 years			10 years
Yes 7	Note G		c. 265 s. 15A(a)		A&B WITH DANGEROUS WEAPON +60 SUBSQ OFF c. 265 s. 15A(a)	Felony Significant Injury	2 years	2 1/2 years	2 years			10 years
Yes 3	Note G		c. 265 s. 15A(a)		A&B WITH DANGEROUS WEAPON +60 c. 265 s. 15A(a)	Felony No/Major Injury	2 1/2 years					
Yes 4	Note G		c. 265 s. 15A(a)		A&B WITH DANGEROUS WEAPON +60 c. 265 s. 15A(a)	Felony Moderate Injury	2 1/2 years					10 years
Yes 7	Note A / Note G		c. 265 s. 15A(a)		A&B WITH DANGEROUS WEAPON +60 c. 265 s. 15A(a)	Felony Significant Injury	2 1/2 years					10 years
Yes 3	Note G		c. 265 s. 15A(b)		A&B WITH DANGEROUS WEAPON c. 265 s. 15A(b)	Felony No/Major Injury	2 1/2 years					10 years
Yes 4	Note G		c. 265 s. 15A(b)		A&B WITH DANGEROUS WEAPON c. 265 s. 15A(b)	Felony Moderate Injury	2 1/2 years					10 years
Yes 6	Note A / Note G		c. 265 s. 15A(b)		A&B AGGRAVATED WITH DANGEROUS WEAPON c. 265 s. 15A(b)	Felony		2 1/2 years				10 years
Yes 6	Note A / Note G		c. 265 s. 15A(c)(i)		A&B AGGRAVATED WITH DANGEROUS WEAPON, SERIOUS BODY INJURY c. 265 s. 15A(c)(i)	Felony Serious bodily injury		2 1/2 years				15 years
Yes	Note A / Note G		c. 265 s. 15A(c)(ii)		A&B AGGRAVATED WITH DANGEROUS WEAPON, NO SERIOUS BODY INJURY c. 265 s. 15A(c)(ii)	Felony Pregnant victim		2 1/2 years				15 years
Yes 5	Note A / Note G		c. 265 s. 15A(c)(iii)		A&B AGGRAVATED WITH DANGEROUS WEAPON, NO SERIOUS BODY INJURY c. 265 s. 15A(c)(iii)	Felony Restraining order		2 1/2 years				15 years
Yes	Note A / Note G		c. 265 s. 15A(c)(iv)		A&B AGGRAVATED WITH DANGEROUS WEAPON, NO SERIOUS BODY INJURY c. 265 s. 15A(c)(iv)	Felony Victim under 14		2 1/2 years				15 years
Yes 3			c. 265 s. 15B(a)		ASSAULT W/DANGEROUS WEAPON +60 c. 265 s. 15B(a)	Felony		2 1/2 years				5 years

[January]

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Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 4		c. 265 s. 15(b)(a)	ASSAULT W/DANGEROUS WEAPON +60, SUBSQ. OFF. c. 265 s. 15(b)(a)	Felony				2 years	2 1/2 years	2 years	5 years	5 years
Yes 3		c. 265 s. 15(b)(b)	ASSAULT W/DANGEROUS WEAPON c. 265 s. 15(b)(b)	Felony				2 1/2 years	2 1/2 years	2 1/2 years	5 years	5 years
Yes 7		c. 265 s. 16	MURDER ATTEMPTED c. 265 s. 16	Felony				2 1/2 years	2 1/2 years	2 1/2 years	20 years	20 years
Yes 6	Note G	c. 265 s. 17	ROBBERY, ARMED c. 265 s. 17	Felony	No Display of Gun						Life	
Yes 6	Note G	c. 265 s. 17	ROBBERY, ARMED & MASKED c. 265 s. 17	Felony	No Display of Gun						5 years	5 years
Yes 7	Note G	c. 265 s. 17	ROBBERY, ARMED c. 265 s. 17	Felony	Display of Gun						Life	Life
Yes 7	Note B / Note G	c. 265 s. 17	ROBBERY, ARMED & MASKED c. 265 s. 17	Felony	Display of Gun						5 years	5 years
Yes 8	Note G	c. 265 s. 17	ROBBERY, ARMED & MASKED, SUBSQ. OFF. c. 265 s. 17	Felony	No Display of Gun						10 years	10 years
Yes 7		c. 265 s. 17	ROBBERY, ARMED FIREARM c. 265 s. 17	Felony	Display of Gun						5 years	5 years
Yes 7		c. 265 s. 17	ROBBERY, ARMED FIREARM & MASKED c. 265 s. 17	Felony	Display of Gun						5 years	5 years
Yes 8	Note B	c. 265 s. 17	ROBBERY, ARMED FIREARM, SUBSQ. c. 265 s. 17	Felony	No Display of Gun						15 years	15 years
Yes 8	Note B	c. 265 s. 17	ROBBERY, ARMED FIREARM & MASKED, SUBSQ. c. 265 s. 17	Felony	Display of Gun						15 years	15 years
Yes 6		c. 265 s. 18(a)	ASSAULT TO ROB +60, ARMED c. 265 s. 18(a)	Felony							20 years	20 years
Yes 7		c. 265 s. 18(a)	ASSAULT TO ROB +60, ARMED, SUBSQ. OFF. c. 265 s. 18(a)	Felony							2 years	20 years
Yes 7	Note B	c. 265 s. 18(a)	ASSAULT TO ROB +60, ARMED FIREARM c. 265 s. 18(a)	Felony							10 years	20 years
Yes 8	Note A / Note B	c. 265 s. 18(a)	ASSAULT TO ROB +60, ARMED FIREARM, SUBSQ. OFF. c. 265 s. 18(a)	Felony							20 years	20 years
Yes 7		c. 265 s. 18(a)	ASSAULT TO MURDER +60, ARMED c. 265 s. 18(a)	Felony							20 years	20 years
Yes 8	Note A	c. 265 s. 18(a)	ASSAULT TO MURDER +60, ARMED, SUBSQ. OFF. c. 265 s. 18(a)	Felony							2 years	20 years
Yes 8	Note A	c. 265 s. 18(a)	ASSAULT TO MURDER +60, ARMED FIREARM c. 265 s. 18(a)	Felony							10 years	20 years
Yes 8	Note A / Note B / Note H	c. 265 s. 18(a)	ASSAULT TO MURDER +60, ARMED FIREARM, SUBSQ. OFF. c. 265 s. 18(a)	Felony							20 years	20 years
Yes 6		c. 265 s. 18(b)	ASSAULT TO ROB, ARMED c. 265 s. 18(b)	Felony							20 years	20 years
Yes 7		c. 265 s. 18(b)	ASSAULT TO ROB, ARMED, FIREARM c. 265 s. 18(b)	Felony							5 Years	20 years
Yes 7		c. 265 s. 18(b)	ASSAULT TO MURDER, ARMED c. 265 s. 18(b)	Felony							20 years	20 years
Yes 8	Note A	c. 265 s. 18(b)	ASSAULT TO MURDER, ARMED FIREARM c. 265 s. 18(b)	Felony							5 Years	20 years
Yes 8		c. 265 s. 18(A)	ASSAULT IN DWELLING, ARMED FIREARM c. 265 s. 18(A)	Felony							10 years	Life
Yes 8	Note H	c. 265 s. 18(A)	ASSAULT IN DWELLING, ARMED FIREARM, c. 265 s. 18(A)	Felony							10 years	Life
Yes 7		c. 265 s. 18(B)	ASSAULT IN FELONY, POSSESS c. 265 s. 18(B)	Felony							5 years	5 years
No 8	Note D	c. 265 s. 18(B)	ASSAULT IN FELONY, POSSESS, SUBSQ. OFF. c. 265 s. 18(B)	Felony							20 years	20 years
No 7	Note D	c. 265 s. 18(B)	ASSAULT IN FELONY, POSSESS, LGF CAPACITY c. 265 s. 18(B)	Felony							10 years	10 years

Offense	Seriousness	Offense	Offense	Offense	Offense	Offense	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Grid	Level	Notes	Reference	Reference	Reference	Reference	Reference							
No	8	Note D	c. 265 s. 18B					FIREARM IN FELONY, POSSESS, LGE CAPACITY, SUBSQ, OFF, c. 265 s. 18B	Felony		25 years			25 years
Yes	8	Note B	c. 265 s. 18C					HOME INVASION c. 265 s. 18C (The interpretation of "statutory minimum" may be affected by Com. v. Brown, 47 Mass. App. Ct. 616 (1999))	Felony			20 years		Life
Yes	8	Note B / Note H	c. 265 s. 18C					HOME INVASION, SUBSQ, OFF, c. 265 s. 18C	Felony			20 years		Life
Yes	8	Note A / Note B / Note H	c. 265 s. 18C					HOME INVASION, ARMED, FIREARM c. 265 s. 18C	Felony			20 years		20 years
Yes	8	Note A / Note B / Note H	c. 265 s. 18C					HOME INVASION, ARMED, FIREARM SUBSQ, OFF, c. 265 s. 18C	Felony			20 years		20 years
Yes	6		c. 265 s. 19(a)					ROBBERY -60, UNARMED c. 265 s. 19(a)	Felony			20 years		20 years
Yes	7		c. 265 s. 19(a)					ROBBERY -60, UNARMED, SUBSQ, OFF, c. 265 s. 19(a)	Felony			2 years		Life
Yes	5		c. 265 s. 19(b)					ROBBERY, UNARMED c. 265 s. 19(b)	Felony			Life		Life
Yes	4		c. 265 s. 20					ASSAULT TO ROB, UNARMED c. 265 s. 20	Felony			10 years		10 years
Yes	7		c. 265 s. 21					CONFINE OR PUT IN FEAR TO STEAL/OR ATTEMPT c. 265 s. 21	Felony			Life		Life
Yes	6		c. 265 s. 21A					CARJACKING c. 265 s. 21A	Felony			15 years		15 years
Yes	8		c. 265 s. 21A					CARJACKING, ARMED c. 265 s. 21A	Felony			20 years		20 years
Yes	8		c. 265 s. 21A					CARJACKING, ARMED, FIREARM c. 265 s. 21A	Felony			5 years		5 years
Yes	8		c. 265 s. 22(a)					RAPE, AGGRAVATED-D, 265 s. 22(a)	Felony			Life		Life
Yes	8	Note H	c. 265 s. 22(a)					RAPE, AGGRAVATED, SUBSQ, OFF, c. 265 s. 22(a)	Felony			Life		Life
Yes	8	Note H	c. 265 s. 22(a)					RAPE, AGGRAVATED, ARMED, FIREARM c. 265 s. 22(a)	Felony			10 years		10 years
Yes	8	Note B / Note H	c. 265 s. 22(a)					RAPE, AGGRAVATED, ARMED, FIREARM SUBSQ, OFF, c. 265 s. 22(a)	Felony			15 years		15 years
Yes	7		c. 265 s. 22(b)					RAPE, AGGRAVATED-D, 265 s. 22(b)	Felony			20 years		20 years
Yes	8		c. 265 s. 22(b)					RAPE, SUBSQ, OFF, c. 265 s. 22(b)	Felony			Life		Life
Yes	8	Note A	c. 265 s. 22(b)					RAPE, ARMED FIREARM c. 265 s. 22(b)	Felony			10 years		10 years
Yes	8	Note B / Note H	c. 265 s. 22(b)					RAPE, ARMED FIREARM SUBSQ, OFF, c. 265 s. 22(b)	Felony			15 years		15 years
Yes	8		c. 265 s. 22A					RAPE OF CHILD WITH FORCE c. 265 s. 22A	Felony			Life		Life
Yes	8		c. 265 s. 22A					RAPE OF CHILD WITH FORCE, SUBSQ, OFF, c. 265 s. 22A	Felony			5 years		5 years
Yes	8	Note H	c. 265 s. 22A					RAPE OF CHILD WITH FORCE, ARMED, FIREARM c. 265 s. 22A	Felony			10 years		10 years
Yes	8	Note B / Note H	c. 265 s. 22A					RAPE OF CHILD WITH FORCE, ARMED, FIREARM SUBSQ, OFF, c. 265 s. 22A	Felony			20 years		20 years
Yes	6		c. 265 s. 23					RAPE OF CHILD, STATUTORY c. 265 s. 23	Felony			Life		Life
Yes	7		c. 265 s. 23					RAPE OF CHILD, STATUTORY, SUBSQ, OFF, c. 265 s. 23	Felony			5 years		5 years
Yes	6		c. 265 s. 24					ASSAULT TO RAPE, 265 s. 24	Felony			20 years		20 years
Yes	7		c. 265 s. 24					ASSAULT TO RAPE, SUBSQ, OFF, c. 265 s. 24	Felony			Life		Life
Yes	7		c. 265 s. 24					ASSAULT TO RAPE, ARMED, FIREARM c. 265 s. 24	Felony			5 years		5 years

[January]

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 8	Note B	c. 265 s. 24		ASSAULT TO RAPE, ARMED FIREARM, SUBSQ. OFF. c. 265 s. 24	Felony			20 years	Life		
Yes 7		c. 265 s. 24B		ASSAULT TO RAPE CHILD c. 265 s. 24B	Felony			5 years	Life		
Yes 8		c. 265 s. 24B		ASSAULT TO RAPE CHILD, SUBSQ. OFF. c. 265 s. 24B	Felony			10 years	Life		
Yes 8		c. 265 s. 24B		ASSAULT TO RAPE CHILD, ARMED FIREARM c. 265 s. 24B	Felony			15 years	Life		
Yes 8	Note B / Note H	c. 265 s. 24B		ASSAULT TO RAPE CHILD, ARMED FIREARM, SUBSQ. OFF. c. 265 s. 24B	Felony			2 1/2 years	15 years		
Yes 4		c. 265 s. 25		EXTORTION OR ATTEMPTS c. 265 s. 25	Felony			2 years	10 years		
Yes 6		c. 265 s. 26		KIDNAPPING c. 265 s. 26	Felony			2 years	10 years		
Yes 8		c. 265 s. 26		KIDNAPPING FOR EXTORTION c. 265 s. 26	Felony			2 1/2 years	15 years		
Yes 7	Note A	c. 265 s. 26		KIDNAPPING, ARMED FIREARM c. 265 s. 26	Felony			2 1/2 years	10 years		
Yes 8	Note B	c. 265 s. 26		KIDNAPPING FOR EXTORTION, ARMED FIREARM c. 265 s. 26	Felony			20 years	Life		
Yes 8	Note B	c. 265 s. 26		KIDNAPPING, WITH SERIOUS BODILY INJURY, ARMED c. 265 s. 26	Felony			25 years	25 years		
Yes 8	Note B	c. 265 s. 26		KIDNAPPING WITH SEXUAL ASSAULT, ARMED c. 265 s. 26	Felony			25 years	25 years		
Yes 3	Note A	c. 265 s. 26A		KIDNAPPING INCOMPETENT OR CHILD BY RELATIVE c. 265 s. 26A	Misd.		1 year				
Yes 4		c. 265 s. 26A		KIDNAPPING & ENDANGER INCOMPETENT OR CHILD BY RELATIVE c. 265 s. 26A	Felony			5 years			
Yes 7		c. 265 s. 26B		DRUG TO CONFINE c. 265 s. 26B	Felony			10 years	Life		
Yes 8		c. 265 s. 26B		DRUG TO CONFINE & EXTORT c. 265 s. 26B	Felony			15 Years	Life		
Yes 1		c. 265 s. 26(b)		ENTICE CHILD c. 265 s. 26Cb	Felony				5 years		
Yes 7		c. 265 s. 28		POISONING, ATTEMPTED c. 265 s. 28	Felony			1 year	Life		
Yes 4		c. 265 s. 29		ASSAULT TO COMMIT FELONY c. 265 s. 29	Felony			2 1/2 years	10 years		
Yes 2		c. 265 s. 30		COMMON CARRIER'S GROSS NEGLIGENCE c. 265 s. 30	Misd.			2 1/2 years			
Yes 1	Note A	c. 265 s. 32		GLASS, THROW ON BEACH OR PUBLIC WAY c. 265 s. 32	Misd.		1 month				
Yes 2		c. 265 s. 34		TATTOOING c. 265 s. 34	Misd.		1 year				
Yes 3	Note A	c. 265 s. 35		PUBLIC WAY, THROW OBJECT ON c. 265 s. 35	Misd.		1 year				
Yes 3	Note A	c. 265 s. 36		SPORING EVENT, THROW OBJECT AT c. 265 s. 36	Misd.		1 year				
Yes 3	Note A	c. 265 s. 37		CIVIL RIGHTS VIOLATION OR ATTEMPT c. 265 s. 37	Misd.		1 year				
Yes 6		c. 265 s. 37		CIVIL RIGHTS VIOLATION WITH BODILY INJURY OR ATTEMPT c. 265 s. 37	Felony						
Yes 3		c. 265 s. 38		NURSING HOME PATIENT, ABUSE c. 265 s. 38	Misd.			2 years			
Yes 3		c. 265 s. 39(a)		AB OR PROPERTY DAMAGE TO INTIMIDATE FOR RACE/RELIGION c. 265 s. 39(a)	Misd.			2 1/2 years			
Yes 5		c. 265 s. 39(b)		AB OR PROPERTY DAMAGE TO INTIMIDATE FOR RACE/RELIGION, BODILY INJURY c. 265 s. 39(b)	Felony			5 years			
Yes 6		c. 265 s. 39(b)		BODILY INJURY, ARMED c. 265 s. 39(b)	Felony			2 1/2 years	10 years		

Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison	
			c. 265 s. 40	c. 265 s. 42	c. 265 s. 43(a)	c. 265 s. 43(b)	c. 265 s. 43(c)	c. 265 s. 43(d)	c. 265 s. 43(e)	c. 265 s. 43(f)	c. 265 s. 43(g)	c. 265 s. 43(h)	c. 265 s. 43(i)	
Yes 3	1	Note A	c. 265 s. 40	PHYSICAL EXERCISE PROGRAM/INJURY IN c. 265 s. 40	RADIO ON PUBLIC CONVEYANCE c. 265 s. 42	STALKING c. 265 s. 43(a)	STALKING IN VIOL OF RESTRAINING ORDER c. 265 s. 43(b)	STALKING, SUBSQ. OFF. c. 265 s. 43(c)	CRIMINAL HARASSMENT, SUBSQ. OFF. c. 265 s. 43(d)	Felony	1 year	1 year	2 1/2 years	5 years
Yes 4	5	Note A/Note E	c. 265 s. 43(b)							Misd.	1 month	2 1/2 years	2 1/2 years	5 years
Yes 5	None E	c. 265 s. 43(c)	c. 265 s. 43(d)	c. 265 s. 43(e)	c. 265 s. 43(f)	c. 265 s. 43(g)	c. 265 s. 43(h)	c. 265 s. 43(i)		Felony	2 years	2 years	2 1/2 years	10 years
Yes 6	7	Note B	c. 265 s. 44	ASSAULT & BATTERY ON CHILD, COERC CONSPIRACY c. 265 s. 44	ARSON OF DWELLING HOUSE c. 266 s. 1	BURN BUILDING/CONTENTS c. 266 s. 2	BURN BOAT/MOTOR VEHICLE/PERSONALITY c. 266 s. 5	ATTEMPTED ARSON OF DWELLING HOUSE (AS ENUMERATED IN C. 266 S. 1-266 S. 5A)	ATTEMPT TO BURN PUBLIC BUILDING (AS ENUMERATED IN C. 266 S. 2-266 S. 5A)	Felony	2 1/2 years	2 1/2 years	3 years	5 years
Yes 7	4		c. 266 s. 1							Felony	2 1/2 years	2 1/2 years	3 years	10 years
Yes 8	3		c. 266 s. 2							Felony	2 1/2 years	2 1/2 years	3 years	10 years
Yes 9	4		c. 266 s. 5							Felony	1 year	1 year	3 years	5 years
Yes 10	2		c. 266 s. 7							Felony	2 1/2 years	2 1/2 years	10 years	10 years
Yes 11	3		c. 266 s. 8							Felony	2 1/2 years	2 1/2 years	10 years	10 years
Yes 12	4		c. 266 s. 9							Felony	2 1/2 years	2 1/2 years	10 years	10 years
Yes 13	5		c. 266 s. 10							Misd.	1 month	2 1/2 years	10 years	10 years
Yes 14	6		c. 266 s. 11							Misd.	2 years	2 years	2 years	2 years
Yes 15	7		c. 266 s. 12							Felony	2 1/2 years	2 1/2 years	7 years	7 years
Yes 16	8		c. 266 s. 13							Misd.	2 years	2 years	2 years	2 years
Yes 17	9		c. 266 s. 13A							Misd.	2 1/2 years	2 1/2 years	2 1/2 years	2 1/2 years
Yes 18	10		c. 266 s. 14							Felony	10 years	10 years	10 years	10 years
Yes 19	11		c. 266 s. 14							Misd.	2 years	2 years	2 years	2 years
Yes 20	12		c. 266 s. 15							Felony	2 1/2 years	2 1/2 years	15 years	15 years
Yes 21	13		c. 266 s. 15							Misd.	2 years	2 years	20 years	20 years
Yes 22	14		c. 266 s. 15							Felony	2 1/2 years	2 1/2 years	20 years	20 years
Yes 23	15		c. 266 s. 15							Felony	5 years	5 years	20 years	20 years
Yes 24	16		c. 266 s. 16							Felony	2 1/2 years	2 1/2 years	20 years	20 years

## HOUSE — No. 938

[January]

2005]

**HOUSE — No. 938****51**

Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 4	Note G	c. 265 s. 16	B&E NIGHTTIME FOR FELONY/BRE, OR ATTEMPT, DEPOSITORY c. 265 s. 16	Felony Dwelling	2 1/2 years		20 years				
Yes 2	Note A	c. 266 s. 16A	B&E FOR MISDEMEANOR c. 266 s. 16A	Misd.	6 months						
Yes 3	Note G	c. 265 s. 17	B&E DAYTIME OR ENTER AT NIGHT, FOR FELONY, PERSON IN FEAR c. 265 s. 17	Felony Non-Dwelling			10 years				
Yes 4	Note G	c. 265 s. 17	B&E DAYTIME OR ENTER AT NIGHT, FOR FELONY, PERSON IN FEAR c. 265 s. 17	Felony Dwelling			10 years				
Yes 4	Note G	c. 265 s. 17	B&E DAYTIME OR ENTER AT NIGHT, FOR FELONY, ARMED, PERSON IN FEAR c. 265 s. 17	Felony Non-Dwelling	2 1/2 years		5 years				
Yes 5	Note G	c. 265 s. 17	B&E DAYTIME OR ENTER AT NIGHT, FOR FELONY, ARMED, PERSON IN FEAR c. 265 s. 17	Felony Dwelling	2 1/2 years		5 years				
Yes 3	Note G	c. 265 s. 18	B&E DAYTIME, FOR FELONY c. 265 s. 18	Felony Non-Dwelling	2 years		5 years				
Yes 4	Note G	c. 265 s. 18	B&E DAYTIME, FOR FELONY c. 265 s. 18	Felony Dwelling	2 years		5 years				
Yes 4	Note G	c. 265 s. 18	B&E DAYTIME, ARMED, FIREARM, FOR FELONY c. 265 s. 18	Felony Non-Dwelling	2 1/2 years		5 years				
Yes 4	Note G	c. 265 s. 18	B&E DAYTIME, ARMED, FIREARM, FOR FELONY c. 265 s. 18	Felony Dwelling	2 1/2 years		5 years				
Yes 5		c. 265 s. 18	ENTER DWELLING AT NIGHT FOR FELONY c. 265 s. 18	Felony	2 years		5 years				
Yes 4		c. 265 s. 18A	ENTER DWELLING AT NIGHT ARMED FIREARM, FOR FELONY c. 265 s. 18	Felony	2 1/2 years		5 years				
Yes 3		c. 265 s. 19	ENTER W/LARCENY OR WILFULNESS, FOR FELONY c. 265 s. 18A	Felony	2 years		5 years				
Yes 3	Note G	c. 265 s. 20	RAILROAD CAR, &E OR ENTER AT NIGHT, FOR FELONY c. 265 s. 19	Felony	2 years		5 years				
Yes 4	Note G	c. 265 s. 20	BOAT, BUILDING, RAILROAD CAR; LARCENY FROM c. 265 s. 20	Felony Under \$10,000	2 years		5 years				
Yes 5	Note A/Note G	c. 265 s. 20	BOAT, BUILDING, RAILROAD CAR; LARCENY FROM c. 265 s. 20	Felony \$10,000 to \$50,000	2 years		5 years				
Yes 3		c. 266 s. 20A	BOAT, BUILDING, RAILROAD CAR; LARCENY FROM c. 265 s. 20A	Felony \$50,000 and over	2 years		5 years				
Yes 3	Note G	c. 266 s. 20B	TRUCK, LARCENY FROM c. 266 s. 20B	Felony Under \$10,000	2 years		10 years				
Yes 4	Note G	c. 266 s. 20B	TRUCK, LARCENY FROM c. 266 s. 20B	Felony \$10,000 to \$50,000	2 years		5 years				
Yes 5	Note A/Note G	c. 266 s. 20B	TRUCK, LARCENY FROM c. 266 s. 20B	Felony \$50,000 and over	2 years		5 years				
Yes 2		c. 265 s. 21	STOLEN PROPERTY, REFUSE RETURN c. 266 s. 21	Felony	2 years		5 years				
Yes 2		c. 265 s. 22	POULTRY, B&E OR ENTER TO STEAL c. 266 s. 22	Felony	2 years		5 years				
Yes 3	Note G	c. 266 s. 23	Fire, LARCENY AT c. 266 s. 23	Felony	2 years		3 years				
Yes 4	Note G	c. 266 s. 23	Fire, LARCENY AT c. 266 s. 23	Felony Under \$10,000	2 years		5 years				
Yes 5	Note A/Note G	c. 266 s. 23	Fire, LARCENY AT c. 266 s. 23	Felony \$10,000 to \$50,000	2 years		5 years				
Yes 4		c. 266 s. 25	LARCENY FROM PERSON c. 266 s. 25	Felony \$50,000 and over	2 1/2 years		5 years				

Offense Seriousness Grid	Level	Notes	Offense Reference	Offense Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	4		c. 266 s. 25	c. 266 s. 25	LARCENY FROM PERSON c. 266 s. 25	Felony		2 years	2 1/2 years	2 years	5 years	5 years
Yes	5	Note A	c. 266 s. 25	c. 266 s. 25	LARCENY FROM PERSON c. 266 s. 25	Felony		2 years	2 1/2 years	2 years	5 years	5 years
Yes	2		c. 266 s. 27	c. 266 s. 27	TOOLS, LARCENY OF CONSTRUCTION c. 266 s. 27	Misd.		6 months				
Yes	2	Note A	c. 266 s. 27	c. 266 s. 27	TOOLS, LARCENY OF CONSTRUCTION, SUBSQ. OFF. c. 266 s. 27	Misd.		1 year	2 1/2 years	2 1/2 years	5 years	5 years
Yes	3		c. 266 s. 27A	c. 266 s. 27A	MOTOR VEH TO DEFRAUD, REMOVE c. 266 s. 27A	Felony		1 year	2 1/2 years	2 1/2 years	5 years	5 years
Yes	4	Note E	c. 266 s. 27A	c. 266 s. 27A	MOTOR VEH TO DEFRAUD, REMOVE SUBSQ. OFF. c. 266 s. 27A	Felony		1 year	2 1/2 years	2 1/2 years	5 years	5 years
Yes	3		c. 266 s. 28(a)	c. 266 s. 28(a)	MOTOR VEH, LARCENY OF/MALICIOUS DAMAGE/RECEIVE STOLEN/TAKE AND STEAL PARTS c. 266 s. 28(a)	Felony		2 years	2 1/2 years	2 1/2 years	15 years	15 years
Yes	4	Note E	c. 266 s. 28(a)	c. 266 s. 28(a)	MOTOR VEH, LARCENY OF/MALICIOUS DAMAGE/RECEIVE STOLEN/TAKE AND STEAL PARTS, SUBSQ. OFF. c. 266 s. 28(a)	Felony		1 year	2 1/2 years	2 1/2 years	15 years	15 years
Yes	3		c. 266 s. 28(b)	c. 266 s. 28(b)	MOTOR VEH THIEF, CONCEAL c. 266 s. 28(b)	Felony		2 1/2 years	2 1/2 years	10 years	10 years	10 years
Yes	2		c. 266 s. 30	c. 266 s. 30	LARCENY UNDER \$250 BY SINGLE SCHEME c. 266 s. 30	Misd.		1 year				
Yes	2		c. 266 s. 30	c. 266 s. 30	COMMON CARRIER, LARCENY FROM c. 266 s. 30	Misd.		6 months	2 1/2 years	2 1/2 years	15 years	15 years
Yes	3	Note B	c. 266 s. 30	c. 266 s. 30	COMMON CARRIER, LARCENY FROM, SUBSQ. OFF. c. 266 s. 30	Misd.		18 months	2 1/2 years	2 1/2 years	10 years	10 years
Yes	4		c. 266 s. 30	c. 266 s. 30	FIREARM, LARCENY OF c. 266 s. 30	Felony		2 years	2 years	2 years	5 years	5 years
Yes	3	Note G	c. 266 s. 30	c. 266 s. 30	LARCENY OVER \$250 c. 266 s. 30	Felony	Under \$10,000	2 years	2 years	2 years	5 years	5 years
Yes	4	Note G	c. 266 s. 30	c. 266 s. 30	LARCENY OVER \$250 c. 266 s. 30	Felony	\$10,000 to \$50,000	2 years	2 years	2 years	5 years	5 years
Yes	5	Note A / Note G	c. 266 s. 30	c. 266 s. 30	LARCENY OVER \$250 c. 266 s. 30	Felony	\$50,000 to \$250,000	2 years	2 years	2 years	5 years	5 years
Yes	6	Note A / Note G	c. 266 s. 30	c. 266 s. 30	LARCENY OVER \$250 c. 266 s. 30	Felony	Over \$250,000	2 years	2 years	2 years	5 years	5 years
Yes	3	Note G	c. 266 s. 30	c. 266 s. 30	LARCENY OVER \$250 BY SINGLE SCHEME c. 266 s. 30	Felony	Under \$10,000	2 years	2 years	2 years	5 years	5 years
Yes	4	Note G	c. 266 s. 30	c. 266 s. 30	LARCENY OVER \$250 BY SINGLE SCHEME c. 266 s. 30	Felony	\$10,000 to \$50,000	2 years	2 years	2 years	5 years	5 years
Yes	5	Note A / Note G	c. 266 s. 30	c. 266 s. 30	LARCENY OVER \$250 BY SINGLE SCHEME c. 266 s. 30	Felony	\$50,000 and over	2 years	2 years	2 years	5 years	5 years
Yes	3		c. 266 s. 30(4)	c. 266 s. 30(4)	TRADE SECRET, LARCENY OF c. 266 s. 30(4)	Felony		2 years	2 years	2 years	5 years	5 years
Yes	2		c. 266 s. 30(5)	c. 266 s. 30(5)	LARCENY FROM ELDER/DISABLED PERSON; \$250/00 OR UNDER R. c. 266 s. 30(5)	Misd.		2 1/2 years	2 1/2 years	2 1/2 years	10 years	10 years
Yes	3	Note G	c. 266 s. 30(5)	c. 266 s. 30(5)	LARCENY FROM ELDER/DISABLED PERSON; OVER \$250/00 c. 266 s. 30(5)	Felony	Under \$10,000	2 1/2 years	2 1/2 years	2 1/2 years	10 years	10 years
Yes	4	Note G	c. 266 s. 30(5)	c. 266 s. 30(5)	LARCENY FROM ELDER/DISABLED PERSON; OVER \$250/00 c. 266 s. 30(5)	Felony	\$10,000 to \$50,000	2 1/2 years	2 1/2 years	2 1/2 years	10 years	10 years
Yes	5	Note G	c. 266 s. 30(5)	c. 266 s. 30(5)	LARCENY FROM ELDER/DISABLED PERSON; OVER \$250/00 c. 266 s. 30(5)	Felony	\$50,000 and Over	2 1/2 years	2 1/2 years	2 1/2 years	10 years	10 years
Yes	2		c. 266 s. 30A	c. 266 s. 30A	SHOPLIFTING, 3RD AND SUBSQ. OFF; UNDER \$10,000 c. 266 s. 30A	Misd.		2 years				

[January]

2005]

**HOUSE — No. 938****53**

Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2	c. 266 s. 30A	SHOPLIFTING; OVER \$10000 c. 266 s. 30A			Misd.		2 1/2 years				
Yes 3	c. 266 s. 31	SIGNATURE, OBTAINING BY FALSE PRETENSE c. 266 s. 31			Felony		2 years			10 years	
Yes 2	c. 266 s. 32	LARCENY UNDER \$250 BY BOAT CAPTAIN c. 266 s. 32			Misd.		1 year				
Yes 3 Note G	c. 266 s. 32	LARCENY OVER \$250 BY BOAT CAPTAIN c. 266 s. 32			Felony	Under \$10,000	2 years				5 years
Yes 4 Note G	c. 266 s. 32	LARCENY OVER \$250 BY BOAT CAPTAIN c. 266 s. 32			Felony	\$10,000 to \$50,000	2 years				5 years
Yes 5 Note A / Note G	c. 266 s. 32	LARCENY OVER \$250 BY BOAT CAPTAIN c. 266 s. 32			Felony	\$50,000 and over	2 years				5 years
Yes 2	c. 266 s. 33(1)	c. 266 s. 30	FALSE PRETENSE IN COMMERCIAL TRANSACTN -\$250 c. 266 s. 33(1)		Misd.		1 year				
Yes 3 Note G	c. 266 s. 33(1)	c. 266 s. 30	FALSE PRETENSE IN COMMERCIAL TRANSACTN -\$250 c. 266 s. 33(1)		Felony	Under \$10,000	2 years				
Yes 4 Note G	c. 266 s. 33(1)	c. 266 s. 30	FALSE PRETENSE IN COMMERCIAL TRANSACTN -\$250 c. 266 s. 33(1)		Felony	\$10,000 to \$50,000	2 years				5 years
Yes 5 Note A / Note G	c. 266 s. 33(1)	c. 266 s. 30	FALSE PRETENSE IN COMMERCIAL TRANSACTN -\$250 c. 266 s. 33(1)		Felony	\$50,000 and over	2 years				5 years
Yes 2	c. 266 s. 33(2)	c. 266 s. 30	CREDIT -\$250 BY FALSE FINANCIAL STATEMENT c. 266 s. 33(2)		Misd.		1 year				
Yes 3 Note G	c. 266 s. 33(2)	c. 266 s. 30	CREDIT -\$250 BY FALSE FINANCIAL STATEMENT c. 266 s. 33(2)		Felony	Under \$10,000	2 years				5 years
Yes 4 Note G	c. 266 s. 33(2)	c. 266 s. 30	CREDIT -\$250 BY FALSE FINANCIAL STATEMENT c. 266 s. 33(2)		Felony	\$10,000 to \$50,000	2 years				5 years
Yes 5 Note A / Note G	c. 266 s. 33(2)	c. 266 s. 30	CREDIT -\$250 BY FALSE FINANCIAL STATEMENT c. 266 s. 33(2)		Felony	\$50,000 and over	2 years				5 years
Yes 3	c. 266 s. 33A	COMMERCIAL COMPUTER SERVICES, FRAUD c. 266 s. 33A			Misd.		2 1/2 years				
Yes 2	c. 266 s. 34	c. 266 s. 30	LARCENY UNDER \$250 BY FALSE PRETENSE c. 266 s. 34		Misd.		1 year				
Yes 3 Note G	c. 266 s. 34	c. 266 s. 30	LARCENY OVER \$250 BY FALSE PRETENSE c. 266 s. 34		Felony	Under \$10,000	2 years				5 years
Yes 4 Note G	c. 266 s. 34	c. 266 s. 30	LARCENY OVER \$250 BY FALSE PRETENSE c. 266 s. 34		Felony	\$10,000 to \$50,000	2 years				5 years
Yes 5 Note A / Note G	c. 266 s. 34	c. 266 s. 30	LARCENY OVER \$250 BY FALSE PRETENSE c. 266 s. 34		Felony	\$50,000 and over	2 years				5 years
Yes 2	c. 266 s. 37	c. 266 s. 30	LARCENY BY CHECK UNDER \$250 c. 266 s. 37		Misd.		1 year				
Yes 3 Note G	c. 266 s. 37	c. 266 s. 30	LARCENY BY CHECK OVER \$250 c. 266 s. 37		Felony	Under \$10,000					5 years
Yes 4 Note G	c. 266 s. 37	c. 266 s. 30	LARCENY BY CHECK OVER \$250 c. 266 s. 37		Felony	\$10,000 to \$50,000					5 years
Yes 5 Note A / Note G	c. 266 s. 37	c. 266 s. 30	LARCENY BY CHECK OVER \$250 c. 266 s. 37		Felony	\$50,000 and over					5 years
Yes 2	c. 266 s. 37B	c. 266 s. 30	CREDIT CARD VIOLATIONS c. 266 s. 37B		Misd.		1 year				
Yes 3 Note G	c. 266 s. 37C	c. 266 s. 30	CREDIT CARD FORGE OR UTTER FORGED c. 266 s. 37C		Felony	Under \$10,000	2 1/2 years				5 years

Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 4	Note G	c. 266 s. 37C	CREDIT CARD, FORGE OR UTTER FORGED c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years				5 years	
Yes 5	Note A / Note G	c. 266 s. 37C	CREDIT CARD, FORGE OR UTTER FORGED c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years				5 years	
Yes 3	Note G	c. 266 s. 37C	CREDIT CARD, IMPROPER USE OVER \$250 c. 266 s. 37C	Felony	Under \$10,000		2 1/2 years				5 years	
Yes 4	Note G	c. 266 s. 37C	CREDIT CARD, IMPROPER USE OVER \$250 c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years				5 years	
Yes 5	Note A / Note G	c. 266 s. 37C	CREDIT CARD, IMPROPER USE OVER \$250 c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years				5 years	
Yes 3	Note G	c. 266 s. 37C	CREDIT CARD FRAUD OVER \$250 c. 266 s. 37C	Felony	Under \$10,000		2 1/2 years				5 years	
Yes 4	Note G	c. 266 s. 37C	CREDIT CARD FRAUD OVER \$250 c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years				5 years	
Yes 5	Note A / Note G	c. 266 s. 37C	CREDIT CARD FRAUD OVER \$250 c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years				5 years	
Yes 3	Note G	c. 266 s. 37C	CREDIT CARD FRAUD OVER \$250 BY MERCHANT c. 266 s. 37C	Felony	Under \$10,000		2 1/2 years				5 years	
Yes 4	Note G	c. 266 s. 37C	CREDIT CARD FRAUD OVER \$250 BY MERCHANT c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years				5 years	
Yes 5	Note A / Note G	c. 266 s. 37C	CREDIT CARD FRAUD OVER \$250 BY MERCHANT c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years				5 years	
Yes 3	Note G	c. 266 s. 37C	CREDIT CARD, POSSES BLANK c. 266 s. 37C	Felony	Under \$10,000		2 1/2 years				5 years	
Yes 4	Note G	c. 266 s. 37C	CREDIT CARD, POSSES BLANK c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years				5 years	
Yes 5	Note A / Note G	c. 266 s. 37C	CREDIT CARD, POSSES BLANK c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years				5 years	
Yes 3	Note G	c. 266 s. 37C	CREDIT CARD, POSSES COUNTERFEIT PRESS c. 266 s. 37C	Felony	Under \$10,000		2 1/2 years				5 years	
Yes 4	Note G	c. 266 s. 37C	CREDIT CARD, POSSES COUNTERFEIT PRESS c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years				5 years	
Yes 5	Note A / Note G	c. 266 s. 37C	CREDIT CARD, POSSES COUNTERFEIT PRESS c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years				5 years	
Yes 3	Note G	c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROP OVER \$250 c. 266 s. 37C	Felony	Under \$10,000		2 1/2 years				5 years	
Yes 4	Note G	c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROP OVER \$250 c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years				5 years	
Yes 5	Note A / Note G	c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROP OVER \$250 c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years				5 years	
Yes 3	Note G	c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROPER c. 266 s. 37C	Felony	Under \$10,000		2 1/2 years				5 years	
Yes 4	Note G	c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROPER c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years				5 years	

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Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 5	Note A / Note G	c. 266 s. 37C		CREDIT CARD, RECEIVE IMPROPER c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years			5 years	
Yes 3	Note G	c. 266 s. 37C		CREDIT CARD, TAKE AS SECURITY c. 266 s. 37C	Felony	Under \$10,000		2 1/2 years			5 years	
Yes 4	Note G	c. 266 s. 37C		CREDIT CARD, TAKE AS SECURITY c. 266 s. 37C	Felony	\$10,000 to \$50,000		2 1/2 years			5 years	
Yes 5	Note A / Note G	c. 266 s. 37C		CREDIT CARD, TAKE AS SECURITY c. 266 s. 37C	Felony	\$50,000 and over		2 1/2 years			5 years	
Yes 2		c. 266 s. 37D		TELEPHONE CREDIT CARD SYSTEM, PUBLISH c. 266 s. 37D	Misd.			12 months				
Yes		c. 265 s. 37E(b)		IDENTITY FRAUD, POSE c. 265 s. 37E(b)	Misd.			2 1/2 years				
Yes		c. 265 s. 37E(c)		IDENTITY FRAUD, INTENT TO POSE c. 265 s. 37E(c)	Misd.			2 1/2 years				
Yes 2		c. 266 s. 38	c. 266 s. 30	C.O.D. CARRIER, LARCENY UNDER \$250 BY c. 266 s. 38	Misd.			1 year				
Yes 3	Note G	c. 266 s. 38	c. 266 s. 30	C.O.D. CARRIER, LARCENY OVER \$250 BY c. 266 s. 38	Felony	Under \$10,000		2 years			5 years	
Yes 4	Note G	c. 266 s. 38	c. 266 s. 30	C.O.D. CARRIER, LARCENY OVER \$250 BY c. 266 s. 38	Felony	\$10,000 to \$50,000		2 years			5 years	
Yes 5	Note A / Note G	c. 266 s. 38	c. 266 s. 30	C.O.D. CARRIER, LARCENY OVER \$250 BY c. 266 s. 38	Felony	\$50,000 and over		2 years			5 years	
Yes 2		c. 266 s. 38A		CONSTRUCTION LOAN, MISAPPLY c. 266 s. 38A	Misd.			1 year				
Yes 3		c. 266 s. 39		WILL, STEAL/DESTROY/CONCEAL c. 266 s. 39	Felony			2 years			5 years	
Yes 5		c. 266 s. 40		THEFT, COMMON & NOTORIOUS c. 266 s. 40	Felony			2 1/2 years			20 years	
Yes 2		c. 266 s. 41		BICYCLE, LARCENY OF, SUBSO. OFF. c. 266 s. 41	Felony			2 years			5 years	
Yes 3		c. 266 s. 42		BANK BILL, PAPER, ARCENT OF c. 266 s. 42	Felony			Life			Life	
Yes 2		c. 266 s. 43		BANK BILL, PAPER, PRINTER RETAIN c. 266 s. 43	Felony			6 months			10 years	
Yes 3		c. 266 s. 47		DOG COLLAR, REMOVE c. 266 s. 47	Misd.			2 1/2 years			Life	
Yes 3	Note G	c. 266 s. 49		BURGLARIOUS INSTRUMENT / MY MASTER KEY, MAKE OR POSSESS c. 266 s. 49	Felony	Under \$10,000						
Yes 4	Note G	c. 266 s. 50		TREASURY EMPLOYEE, FRAUD BY c. 266 s. 50	Felony	\$10,000 to \$50,000						
Yes 5	Note G	c. 266 s. 50		TREASURY EMPLOYEE, FRAUD BY c. 266 s. 50	Felony	\$50,000 and over						
Yes 3	Note G	c. 266 s. 51		MUNICIPAL/COUNTY OFFCR, EMBEZZLEMENT BY c. 266 s. 51	Felony	Under \$10,000		2 years			10 years	
Yes 4	Note G	c. 266 s. 51		MUNICIPAL/COUNTY OFFCR, EMBEZZLEMENT BY c. 266 s. 51	Felony	\$10,000 to \$50,000		2 years			10 years	
Yes 5	Note G	c. 266 s. 51		MUNICIPAL/COUNTY OFFCR, EMBEZZLEMENT BY c. 266 s. 51	Felony	\$50,000 and over		2 years			10 years	

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Offense	Seriousness	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Grid Level												
Yes	3	Note G	c. 266 s. 52	BANK EMBEZZLEMENT FROM c. 266 s. 52		Felony Under \$10,000		2 1/2 years			15 years	
Yes	4	Note G	c. 266 s. 52	BANK EMBEZZLEMENT FROM c. 266 s. 52		Felony \$10,000 to \$50,000		2 1/2 years			15 years	
Yes	5	Note G	c. 266 s. 52	BANK EMBEZZLEMENT FROM c. 266 s. 52		Felony \$50,000 and over		2 1/2 years			15 years	
Yes	3		c. 266 s. 53A	BANK OFFICER/EMPLOYEE MISCONDUCT BY c. 266 s. 53A		Felony		2 1/2 years			10 years	
Yes	2		c. 266 s. 54	BANK RECEIVE DEPOSIT INSOLVENT c. 266 s. 54		Misd.		2 1/2 years				
Yes	3		c. 266 s. 55	RECEIVER EMBEZZLEMENT/MISAPPLICATION BY c. 266 s. 55		Felony		2 years			10 years	
Yes	3	Note G	c. 266 s. 56	BROKER EMBEZZLEMENT BY c. 266 s. 56		Felony Under \$10,000		2 1/2 years			5 years	
Yes	4	Note G	c. 266 s. 56	BROKER EMBEZZLEMENT BY c. 266 s. 56		Felony \$10,000 to \$50,000		2 1/2 years			5 years	
Yes	5	Note A / Note G	c. 266 s. 56	BROKER EMBEZZLEMENT BY c. 266 s. 56		Felony \$50,000 and over		2 1/2 years			5 years	
Yes	3	Note G	c. 266 s. 57	FIDUCIARY EMBEZZLEMENT/MISAPPLICATN BY c. 266 s. 57		Felony Under \$10,000		2 years			10 years	
Yes	4	Note G	c. 266 s. 57	FIDUCIARY EMBEZZLEMENT/MISAPPLICATN BY c. 266 s. 57		Felony \$10,000 to \$50,000		2 years			10 years	
Yes	5	Note G	c. 266 s. 57	FIDUCIARY EMBEZZLEMENT/MISAPPLICATN BY c. 266 s. 57		Felony \$50,000 and over		2 1/2 years			10 years	
Yes	2		c. 266 s. 58	ASSOCIATION OFFICER EMBEZZLE -\$250 c. 266 s. 58		Misd.		1 year				
Yes	3	Note G	c. 266 s. 58	ASSOCIATION OFFICER EMBEZZLE -\$250 c. 266 s. 58		Felony Under \$10,000		2 years			5 years	
Yes	4	Note G	c. 266 s. 58	ASSOCIATION OFFICER EMBEZZLE -\$250 c. 266 s. 58		Felony \$10,000 to \$50,000		2 years			5 years	
Yes	5	Note A / Note G	c. 266 s. 58	ASSOCIATION OFFICER EMBEZZLE -\$250 c. 266 s. 58		Felony \$50,000 and over		2 years			5 years	
Yes	2		c. 266 s. 59	ASSOCIATION MEMBER EMBEZZLE -\$250 c. 266 s. 59		Misd.		1 year				
Yes	3	Note G	c. 266 s. 59	ASSOCIATION MEMBER EMBEZZLE -\$250 c. 266 s. 59		Felony Under \$10,000		2 years			5 years	
Yes	4	Note G	c. 266 s. 59	ASSOCIATION MEMBER EMBEZZLE -\$250 c. 266 s. 59		Felony \$10,000 to \$50,000		2 years			5 years	
Yes	5	Note A / Note G	c. 266 s. 59	ASSOCIATION MEMBER EMBEZZLE -\$250 c. 266 s. 59		Felony \$50,000 and over		2 years			5 years	
Yes	3	Note G	c. 266 s. 60	RECEIVE STOLEN OR FALSE-TRADED PROPERTY +\$250 c. 266 s. 60		Felony Under \$10,000		2 1/2 years			5 years	
Yes	4	Note G	c. 266 s. 60	RECEIVE STOLEN OR FALSE-TRADED PROPERTY +\$250 c. 266 s. 60		Felony \$10,000 to \$50,000		2 1/2 years			5 years	
Yes	5	Note A / Note G	c. 266 s. 60	RECEIVE STOLEN OR FALSE-TRADED PROPERTY +\$250 c. 266 s. 60		Felony \$50,000 and over		2 1/2 years			5 years	

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 266 s. 60	c. 266 s. 60	RECEIVES STOLEN OR FALSE-TRADED PROPERTY §250 c. 266 s. 60	Misd.		2 1/2 years				
Yes 3		c. 266 s. 60	c. 266 s. 60	RECEIVE STOLEN OR FA僞ELY TRADED PROPERTY -\$250 SUBSQ. OFF. c. 266 s. 60	Felony		2 1/2 years				5 years
Yes 3		c. 266 s. 60A	c. 266 s. 60A	TRADE SECRET BUY/SELL/RECEIVE STOLEN c. 266 s. 60A							
Yes 3		c. 266 s. 62	c. 266 s. 62	RECEIVER, COMMON c. 266 s. 62	Felony						10 years
Yes 2		c. 266 s. 63	c. 266 s. 63	BOAT, USE WITHOUT AUTHORITY c. 266 s. 63	Misd.		6 months				
Yes 1	Note A	c. 266 s. 64	c. 266 s. 64	HIRING VEHICLE, FRAUD IN c. 266 s. 64	Misd.		2 months				
Yes 3		c. 266 s. 65	c. 266 s. 65	CORPORATE STOCK, UNAUTHORIZED ISSUE OF c. 266 s. 65	Felony		1 year				10 years
Yes 3		c. 266 s. 66	c. 266 s. 66	CORPORATE STOCK, FALSE ISSUE/TRANSFER OF c. 266 s. 66	Felony		1 year				10 years
Yes 3		c. 266 s. 67	c. 266 s. 67	BOOKS, FALSIFY/OMIT/ENTRY IN c. 266 s. 67	Felony		1 year				10 years
Yes 3		c. 266 s. 67A	c. 266 s. 67A	PURCHASING VIOLATION, GOVERNMENT c. 266 s. 67A	Felony		2 1/2 years				5 years
Yes 3		c. 266 s. 67B	c. 266 s. 67B	FALSE CLAIM TO GOVERNMENT AGENCY c. 266 s. 67B	Felony		2 1/2 years				5 years
Yes 3		c. 266 s. 67C	c. 266 s. 67C	CONSTRUCTION RECORD, FALSE/ENTER IN COMM c. 266 s. 67C	Felony		2 years				5 years
Yes 1	Note A	c. 266 s. 69	c. 266 s. 69	ASSOCIATION INSIGNIA, FAUSE USE OF c. 266 s. 69	Misd.		1 month				
Yes 1	Note A	c. 266 s. 70	c. 266 s. 70	VETERANS ORGANIZATION, FAUSE USE OF c. 266 s. 70	Misd.		1 month				
Yes 2		c. 266 s. 71	c. 266 s. 71	ASSOCIATION MEMBERSHIP, FAUSELY SOLICIT c. 266 s. 71	Misd.		1 year				
Yes 2		c. 266 s. 71A	c. 266 s. 71A	ASSOCIATION NAME, FAUSELY USE/NAME/MIC c. 266 s. 71A	Misd.		1 year				
Yes 2		c. 266 s. 72	c. 266 s. 72	ASSOCIATION NAME, USE WITHOUT AUTHORITY c. 266 s. 72	Misd.		1 year				
Yes 3		c. 266 s. 73	c. 266 s. 73	FALSE PRETENSE OF TRADE, OBTAIN GOODS BY c. 266 s. 73	Felony		2 years				5 years
Yes 3		c. 266 s. 74	c. 266 s. 74	CORPORATE CREDIT/MONEY/PROPERTY, MISUSE c. 266 s. 74	Felony		2 years				10 years
Yes 2		c. 266 s. 75	c. 266 s. 75	TRICK, OBTAIN PROPERTY UNDER \$250 BY c. 266 s. 75	Misd.		1 year				
Yes 3	Note G	c. 266 s. 75	c. 266 s. 30	TRICK, OBTAIN PROPERTY OVER \$250 BY c. 266 s. 75	Felony	Under \$10,000	2 years				5 years
Yes 4	Note G	c. 266 s. 75	c. 266 s. 30	TRICK, OBTAIN PROPERTY OVER \$250 BY c. 266 s. 75	Felony	\$10,000 to \$50,000	2 years				5 years
Yes 5	Note A/Note G	c. 266 s. 75	c. 266 s. 30	TRICK, OBTAIN PROPERTY OVER \$250 BY c. 266 s. 75	Felony	Over \$50,000	2 years				5 years
Yes 1	Note A	c. 266 s. 75A	c. 266 s. 30	COIN MACHINE, SLUG IN MACHINE OR FAIL DEPOSIT/COIN IN c. 266 s. 75A	Misd.		30 days				
Yes 2		c. 266 s. 75B	c. 266 s. 30	SLUGS, MANUFACTURE/SELL FOR COIN MACHINES c. 266 s. 75B	Misd.		1 year				
Yes 3		c. 266 s. 76	c. 266 s. 76	FRAUD/HEAT, GROSS c. 266 s. 76	Felony		2 years				10 years
Yes 2		c. 266 s. 80	c. 266 s. 80	ENCUMBERED LAND, CONVEY c. 266 s. 80	Misd.		1 year				
Yes 2		c. 266 s. 81	c. 266 s. 81	ATTACHED LAND, CONVEY c. 266 s. 81	Felony		1 year				3 years
Yes 2		c. 266 s. 82	c. 266 s. 82	MORTGAGED/LEASED PERSONALITY, CONCEAL, HOLD LIQUOR c. 266 s. 82	Misd.		1 year				
Yes 2		c. 266 s. 83	c. 266 s. 83	MORTGAGED PERSONALITY, SELL c. 266 s. 83	Misd.		1 year				
Yes 2		c. 266 s. 84	c. 266 s. 84	LEASED PERSONALITY, SELL c. 266 s. 84	Misd.		1 year				
Yes 2		c. 266 s. 85	c. 266 s. 85	COLLATERAL, DISPOSE OF DEPOSITED c. 266 s. 85	Misd.		2 years				

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Offense	Seriousness	Offense Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 266 s. 86		LEASED COLLATERAL PROPERTY, BUY/RECEIVE c. 266 s. 86		Misd.			1 year			
Yes 2		c. 266 s. 87		LEASED PERSONALITY, CONCEAL/SELL PLEDGE/FAIL RETURN c. 266 s. 87		Misd.			1 year			
Yes 2		c. 266 s. 88		CONSPIRACY/FACTOR, CONVERSION BY c. 266 s. 88								
Yes 2		c. 266 s. 89		DGREE, FALSE CLAIM/TO CONFER OR TO HOLD SCHOOL c. 266 s. 89		Misd.			1 year			
Yes 2		c. 266 s. 90		COLLEGE ENDORSEMENT, FALSE CLAIM OF c. 266 s. 90		Misd.			1 year			
Yes 2		c. 266 s. 91A		ADVERTISING UNAVAILABLE PRICE/ITEM c. 266 s. 91A		Misd.			1 year			
Yes 3		c. 266 s. 92		FINANCIAL STATEMENT/PUBLISH/AS/F. c. 266 s. 92 Felony								
Yes 2		c. 266 s. 93		ANIMAL PEDIGREE/ OR REGISTRATION, FALSE c. 266 s. 93		Misd.			2 years			
Yes 2		c. 266 s. 94		BOUNDARY AND MISC. MARKERS, DAMAGE TO c. 266 s. 94		Misd.			6 months			
Yes 2		c. 266 s. 95		HISTORIC MARKER/MONUMENT, DAMAGE c. 266 s. 95		Misd.			2 years			
Yes 2		c. 266 s. 96		STATE BUILDING, DAMAGE c. 266 s. 96		Misd.			2 years			
Yes 2		c. 266 s. 97		COUNTY BUILDING, DAMAGE c. 266 s. 97		Misd.			2 years			
Yes 2		c. 266 s. 98		CHURCH OR SCHOOL, DAMAGE c. 266 s. 98		Misd.			2 years			
Yes 3 Note G		c. 266 s. 99A		LIBRARY MATERIALS OVER \$250 LARCENY OF c. 266 s. 99A		Felony	Under \$10,000					
Yes 4 Note G		c. 266 s. 99A		LIBRARY MATERIALS OVER \$250 LARCENY OF c. 266 s. 99A		Felony	\$10,000 to \$50,000					
Yes 5 Note A / Note G		c. 266 s. 99A		LIBRARY MATERIALS OVER \$250 LARCENY OF c. 266 s. 99A		Felony	\$50,000 and over					
Yes 2		c. 266 s. 99A		LIBRARY MATERIALS UNDER \$250 LARCENY OF c. 266 s. 99A		Misd.			1 year			
Yes 3		c. 266 s. 99A		LIBRARY RECORDS/DAMAGE c. 266 s. 99A		Felony						
Yes 2		c. 266 s. 100		LIBRARY MATERIALS, DAMAGE c. 266 s. 100		Misd.			2 years			
Yes 8		c. 266 s. 101		EXPLOSION, MALICIOUS c. 266 s. 101		Felony			2 1/2 years			
Yes 8		c. 266 s. 102		EXPLOSIVES, THROW/PLACE/EXPLODE OR POSSESS TO INJURE c. 266 s. 102		Felony			2 1/2 years			
Yes 6		c. 266 s. 102A		INTERNAL MACHINE, POSSESS c. 266 s. 102A		Felony			2 1/2 years			
Yes		c. 266 s. 102A 1/2		HOAX DEVICE/SUBSTANCE, POSSESS/TRANSPORT/USE c. 266 s. 102A 1/2		Felony						
Yes 5 Note A		c. 266 s. 102B		MOLOTOV COCKTAIL, MAKE/SELL/USE/POSSESS c. 266 s. 102B		Felony			2 1/2 years			
Yes		c. 266 s. 102C		WEAPON OF MASS DESTRUCTION c. 266 s. 102C		Felony			2 1/2 years			
Yes 2		c. 266 s. 103		NOXIOUS/FILTHY SUBSTANCE, DAMAGE WITH c. 266 s. 103		Felony			2 1/2 years			
Yes 1 Note A		c. 266 s. 104		BUILDING, DAMAGE TO c. 266 s. 104		Misd.			2 months			
Yes 3		c. 266 s. 104B		RESEARCH ANIMALS, MALICIOUS INTERFERENCE c. 266 s. 104B		Felony			2 1/2 years			
Yes 2		c. 266 s. 104B		RESEARCH ANIMALS, WILFUL INTERFERENCE c. 266 s. 104B		Felony			2 1/2 years			
Yes 3		c. 266 s. 107		BRIDGE OR CANAL INJURE c. 266 s. 107		Felony			2 years			
Yes 3		c. 266 s. 108		BOAT, DESTROY c. 266 s. 108		Felony			2 1/2 years			
									10 years			

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 3		c. 266 s. 109		BOAT, FIT OUT TO DESTROY c. 266 s. 109	Felony		2 1/2 years			20 years	
Yes 2		c. 266 s. 110		BOAT/INSURER, FALSE CARGO INVOICE TO c. 266 s. 110	Felony		2 years			10 years	
Yes 2		c. 266 s. 111		BOAT/INSURER, FALSE AFFIDAVIT TO c. 266 s. 111	Felony		2 years			10 years	
Yes 3		c. 266 s. 111A		INSURANCE CLAIM, PREPARE OR PRESENT FALSE c. 266 s. 111A	Felony		6 months			5 years	
Yes 2		c. 266 s. 111B		INSURANCE CLAIM, FALSE MOTOR VEH c. 266 s. 111B	Felony		6 months			5 years	
Yes 3		c. 266 s. 112		ANIMAL, KILL/MAIM/POISON c. 266 s. 112	Felony		1 year			5 years	
Yes 2		c. 266 s. 113		TIMBER, WOOD AND SHRUBS, CUT OR DESTROY c. 266 s. 113	Misd.		6 months				
Yes 2		c. 266 s. 113		TIMBER, WOOD AND SHRUBS, CUT OR DESTROY, SUNDAY/NIGHT/DISGUISE c. 266 s. 113	Misd.		5 days				
Yes 2		c. 266 s. 114		TREES AND FENCES; MALICIOUS INJURY c. 266 s. 114	Misd.		6 months				
Yes 2		c. 266 s. 115		GARDEN/ORNCHARD/NURSERY/BOG, LARCENY FROM c. 266 s. 115	Misd.		6 months				
Yes 2		c. 266 s. 117		TRESPASS FOR TREE/PLANT/FRUIT c. 266 s. 117	Misd.		6 months				
Yes 2		c. 266 s. 117		TRESPASS FOR TREE/PLANT/FRUIT SUN/NIGHT c. 266 s. 117	Misd.		5 days				
Yes 1	Note A	c. 266 s. 119		PESTS, TRANSPORT UNLAWFULLY c. 266 s. 119	Misd.		6 months				
Yes 1	Note A	c. 266 s. 120		TRESPASS c. 266 s. 120	Misd.		2 months				
Yes 2		c. 266 s. 120E		MEDICAL FACILITY, OBSTRUCT c. 266 s. 120E	Misd.		30 days				
Yes 2		c. 266 s. 120E		MEDICAL FACILITY, OBSTRUCT, SUBSQ OFF, c. 266 s. 120E	Misd.		6 months				
Yes		c. 266 s. 120E 1/2		REPRODUCTIVE HEALTH CARE FACILITY, APPROACH c. 266 s. 120E 1/2	Misd.		2 1/2 years				
Yes		c. 266 s. 120E 1/2		REPRODUCTIVE HEALTH CARE FACILITY, APPROACH, SUBSQ. OFF. c. 266 s. 120E 1/2	Misd.		3 months				
Yes		c. 266 s. 120E 1/2		REPRODUCTIVE HEALTH CARE FACILITY, OBSTRUCT ENTRY c. 266 s. 120E 1/2(e)	Misd.		2 1/2 years				
Yes		c. 266 s. 120 E 1/2		REPRODUCTIVE HEALTH CARE FACILITY, OBSTRUCT ENTRY, SUBSQ. OFF. c. 266 s. 120E 1/2(e)	Misd.		3 months				
Yes 1	Note A	c. 266 s. 120F		UNAUTHORIZED ACCESS TO COMPUTER SYSTEM c. 266 s. 120F	Misd.		2 1/2 years				
Yes 1	Note A	c. 266 s. 121		TRESPASS WITH FIREARM c. 266 s. 121	Misd.		3 months				
Yes 1	Note A	c. 266 s. 123		TRESPASS ON STATE/COUNTY PROPERTY c. 266 s. 123	Misd.		3 months				
Yes 2		c. 266 s. 126A		DEFACEMENT OF REAL OR PERSONAL PROPERTY c. 266 s. 126A	Felony		2 years			3 years	
Yes 2		c. 266 s. 126B		TAGGING PROPERTY c. 266 s. 126B	Misd.		2 years				
Yes 3		c. 266 s. 127		DESTRUCTION OF PROPERTY +\$250, MALICIOUS c. 266 s. 127	Felony		2 1/2 years			10 years	
Yes 2		c. 266 s. 127		DESTRUCTION OF PROPERTY +\$250, WANTON c. 266 s. 127	Misd.		2 1/2 years				
Yes 2	Note A	c. 266 s. 127		DESTRUCTION OF PROPERTY -\$250, WANTON OR MALICIOUS c. 266 s. 127	Misd.		2 1/2 months				
Yes 3		c. 266 s. 127A		CHURCH/SYNAGOGUE, INJURY UNDER \$5000 TO c. 266 s. 127A	Misd.		2 1/2 years				
Yes 4		c. 266 s. 127A		CHURCH/SYNAGOGUE, INJURY OVER \$5000 TO c. 266 s. 127A	Felony		5 years				

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Offense	Seriousness	Offense Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 266 s. 127A	CHURCH THREAT TO INJURE c. 266 s. 127A			Misd.			1 year			
Yes 2		c. 266 s. 129	PRISONER DAMAGE PRISON PROPERTY c. 266 s. 129			Felony					3 years	
Yes 2		c. 266 s. 130	PRISONER DAMAGE JAIL/HC PROPERTY c. 266 s. 130			Misd.		6 months	2 1/2 years			
Yes 1	No A	c. 266 s. 132	PIGEONS KILL/FRIGHTEN c. 266 s. 132			Misd.		1 month				
Yes 2		c. 266 s. 133	HUMANE SOCIETY, LARCENY/DESTROY/TRESPASS c. 266 s. 133			Misd.			6 months			
Yes 1	Note A	c. 266 s. 135	BEACON/GUIDE, DAMAGE FEDERAL c. 266 s. 135			Misd.			3 months			
Yes 2		c. 266 s. 137	MILL, INJURE BY ERECTING DAM c. 266 s. 137			Misd.			6 months			
Yes 2		c. 266 s. 138	RESERVOIR/DAM/CANAL/MILL, OBSTRUCT OR DAMAGE c. 266 s. 138			Felony			2 years		5 years	
Yes 2		c. 266 s. 138A	IRRIGATION EQUIPMENT, DAMAGE c. 266 s. 138A			Felony			2 years		5 years	
Yes 2		c. 266 s. 139(a)	MOTOR VEH VIN, REMOVE/ALTER c. 266 s. 139(a)			Felony					3 years	
Yes 3		c. 266 s. 139(b)	MOTOR VEH WITH DEFACED VIN, SELL OR ATT TO SELL c. 266 s. 139(b)			Felony					3 years	
Yes 2		c. 266 s. 139(c)	MOTOR VEH WITH DEFACED VIN, POSSESS/RECV c. 266 s. 139(c)			Misd.			2 years			
Yes 2		c. 266 s. 139A	MACHINERY ID NO, REMOVE/ALTER c. 266 s. 139A			Misd.			1 year			
Yes 2		c. 266 s. 139A	MACHINERY ID NO, SELL OR ATT SELL WITH DEFACED c. 266 s. 139A			Misd.			1 year			
Yes 2		c. 266 s. 140	MOTOR VEH MASTER KEY, SELL c. 266 s. 140			Misd.			1 year			
Yes 2		c. 266 s. 141A	MOTOR VEH ODOMETER, TAMPER WITH c. 266 s. 141A			Misd.			30 days	2 years		
Yes 2		c. 266 s. 142A	c. 266 s. 143D GOLD/SILVER/PLATINUM RECORDS, FAIL KEEP c. 266 s. 142A			Misd.			1 year			
Yes 2		c. 266 s. 143A	c. 266 s. 143D(iii) RECORDING, UNAUTHORIZED REPRODUCTION OF c. 266 s. 143A - Small Quantity			Misd.			1 year			
Yes 2		c. 266 s. 143A	c. 266 s. 143D(iii) RECORDING, UNAUTHORIZED REPRODUCTION OF c. 266 s. 143A - Medium Quantity			Misd.			2 years			
Yes 3		c. 266 s. 143A	c. 266 s. 143D(iii) RECORDING, UNAUTHORIZED REPRODUCTION OF c. 266 s. 143A - Large Quantity			Felony					5 years	
Yes 2		c. 266 s. 143B	c. 266 s. 143D(iii) RECORDING OF LIVE PERFORMANCE, UNAUTH c. 266 s. 143B - Small Quantity			Misd.			1 year			
Yes 2		c. 266 s. 143B	c. 266 s. 143D(iii) RECORDING OF LIVE PERFORMANCE, UNAUTH c. 266 s. 143B - Medium Quantity			Misd.			2 years			
Yes 3		c. 266 s. 143B	c. 266 s. 143D(iii) RECORDING OF LIVE PERFORMANCE, UNAUTH c. 266 s. 143B - Large Quantity			Felony					5 years	
Yes 2		c. 266 s. 143C	c. 266 s. 143D(iii) RECORDING W/OUT MER NAME, MFR/SELL/RENT c. 266 s. 143C - Small Quantity			Misd.			1 year			
Yes 2		c. 266 s. 143C	c. 266 s. 143D(iii) RECORDING W/OUT MER NAME, MFR/SELL/RENT c. 266 s. 143C - Medium Quantity			Misd.			2 years			
Yes 3		c. 266 s. 143C	c. 266 s. 143D(iii) RECORDING W/OUT MER NAME, MFR/SELL/RENT c. 266 s. 143C - Large Quantity			Felony					5 years	
Yes 2		c. 266 s. 147(b)(1)	COUNTERFEIT MARK, DISTRIBUTE c. 266 s. 147(b)(1)			Misd.			2 1/2 years			
Yes 3		c. 266 s. 147(b)(2)	COUNTERFEIT MARK, DISTRIBUTE, 2ND OFF c. 266 s. 147(b)(2)			Felony					5 years	
Yes 4		c. 266 s. 147(b)(2)	COUNTERFEIT MARK, DISTRIBUTE, 101-999/101, \$9999 c. 266 s. 147(b)(2)			Felony					5 years	
Yes 5		c. 266 s. 147(b)(3)	COUNTERFEIT MARK, DISTRIBUTE, 3RD OFF, c. 266 s. 147(b)(3)			Felony					10 years	
Yes 5		c. 266 s. 147(b)(3)	COUNTERFEIT MARK, DISTRIBUTE, 1000+100,000+, c. 266 s. 147(b)(3)			Felony					10 years	
Yes 3		c. 267 s. 1	CHECK, FORGERY OF c. 267 s. 1			Felony			2 years		10 years	
Yes 3		c. 267 s. 1	PROMISSORY NOTE ENDORSEMENT, FORGERY OF c. 267 s. 1			Felony			2 years		10 years	

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Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 3		c.267 s.1			FORGERY, CHECK FORGERY, PROMISSORY NOTE FORGERY c. 267 s. 1	Felony		2 years	2 years	10 years		
Yes 2		c.267 s.2			ADMISSION OR RAILROAD TICKET, FORGE c. 267 s. 2	Felony		2 years	2 years	3 years		
Yes 3		c.267 s.3			LAND COURT SEAL, FORGERY/MISUSE OF c. 267 s. 3	Felony		2 years	2 years	10 years		
Yes 2		c.267 s.4			RAILROAD STAMP, FORGE/MISUSE c. 267 s. 4	Felony		2 years	2 years	3 years		
Yes 3		c.267 s.5			UTTER FALSE CHECK, INSTRUMENT, OR PROMISSORY NOTE c. 267 s. 5	Felony		2 years	2 years	10 years		
Yes 2		c.267 s.6			ADMISSION OR RAILROAD TICKET, UTTER FALSE c. 267 s. 6	Felony		2 years	2 years	3 years		
Yes 4		c.267 s.7			NOTE, FORGERY OF COMMONWEALTH c. 267 s. 7	Felony				Life		
Yes 4		c.267 s.8			COUNTERFEIT BANK NOTE OR TRAVELLER'S CHECK c. 267 s. 8	Felony				Life		
Yes 5		c.267 s.9			COUNTERFEIT NOTES, POSSESS 10 c. 267 s. 9	Felony				Life		
Yes 3		c.267 s.10			UTTER COUNTERFEIT NOTE OR FALSE TRAVELLER'S CHECK c. 267 s. 10	Felony		1 year	1 year	5 years		
Yes 5		c.267 s.11			COUNTERFEIT NOTES, COMMON UTTERER OF c. 267 s. 11	Felony				10 years		
Yes 2		c.267 s.12			COUNTERFEIT NOTE OR TRAVELLER'S CHECK, POSSESS c. 267 s. 12	Felony		1 year	1 year	5 years		
Yes 5		c.267 s.13			COUNTERFEITING EQUIPMENT, MANUFACTURE OR POSSESS c. 267 s. 13	Felony		2 years	2 years	10 years		
Yes 3		c.267 s.17			COUNTERFEIT COIN c. 267 s. 17	Felony				Life		
Yes 3		c.267 s.18			COUNTERFEIT COINS, POSSESS UNDER 10 c. 267 s. 18	Felony		2 years	2 years	10 years		
Yes 3		c.267 s.18			COUNTERFEIT COIN, UTTER c. 267 s. 18	Felony				2 years	10 years	
Yes 3		c.267 s.19			COUNTERFEIT COIN, COMMON UTTERER OF c. 267 s. 19	Felony				20 years		
Yes 3		c.267 s.20			COUNTERFEITING EQUIPMENT, POSSESS COIN c. 267 s. 20	Felony		2 years	2 years	10 years		
Yes 3		c.267 s.24		c.267 s.1	NOTES, CONNECT PARTS OF DIFFERENT c. 267 s.24	Felony		2 years	2 years	10 years		
Yes 2		c.267 s.26			NOTES, HOARD c. 267 s. 26	Misd.				2 years		
Yes 3		c.267 s.27			NOTES, POSSESS WORTHLESS/FALSE c. 267 s. 27	Felony				2 1/2 years	5 years	
Yes 3		c.267 s.28			NOTE, UTTER WORTHLESS/FALSE c. 267 s. 28	Felony				2 1/2 years	5 years	
Yes 1	Note A	c.267 s.29			ADVERTISING RESEMBLING CURRENCY c. 267 s. 29	Misd.		3 months				
No 8	Note D	c.268 s.1			PERJURY IN TRIAL OF CAPITAL CASE c. 268 s. 1	Felony				Life		
Yes 5		c.268 s.1			PERJURY c. 268 s. 1	Felony				2 1/2 years	20 years	
Yes 5		c.268 s.1A		c.268 s.1	FALSE STATEMENT UNDER PENALTY OF PERJURY c. 268 s. 1A	Felony				2 1/2 years	20 years	
Yes 5		c.268 s.2		c.268 s.1	PERJURY, SUBORN c. 268 s. 2	Felony				2 1/2 years	20 years	
No 8	Note D	c.268 s.2		c.268 s.1	PERJURY, SUBORN IN TRIAL OF CAPITAL CASE c. 268 s. 2	Felony				Life		
Yes 3		c.268 s.3			PERJURY, ATTEMPT TO SUBORN c. 268 s. 3	Felony				1 year	5 years	
Yes 2		c.268 s.6			STATE AGENCY, FALSE STATEMENT TO c. 268 s. 6	Misd.				1 year		
Yes 2		c.268 s.6A			PUBLIC EMPLOYEE, FALSE REPORT BY c. 268 s. 6A	Misd.				1 year		
Yes 2		c.268 s.6B			RETURN BY PROCESS SERVER, FALSE c. 268 s. 6B	Misd.				1 year		
Yes 1	Note A	c.268 s.8B			CIVIL SUITE APPOINTMENT, COMPEL TO DECLINE c. 268 s. 8B	Misd.			2 months			

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Offense Seriousness	Offense Grid Level	Offense Notes	Offense Reference	Offense Penalty Reference	Offense	JUROR/MASTER/ARBITRATOR/REFEREE, BRIBE OR ATTEMPT TO BRIBE c. 268 s. 13	PENALTY JUROR/JUROR, PICKETING c. 268 s. 13A	STAIRCASE FACTOR	MANDATORY TIME	MIN. H/C	MAX. H/C	MIN. PRISON	MAX. PRISON
Yes	5	Note A / Note F	c. 268 s. 13	c. 268 s. 13A	COURT/JUDGE/JUROR, INTIMIDATE OR RETALIATE c. 268 s. 13B	Felony	Misd.	1 year	1 year	2 1/2 years	2 1/2 years	10 years	5 years
Yes	5		c. 268 s. 13B	c. 268 s. 13C	COURT PROCEEDINGS, DISRUPT c. 268 s. 13C	Misd.	Misd.	1 year	1 year	2 1/2 years	2 1/2 years	10 years	5 years
Yes	2		c. 268 s. 13C	c. 268 s. 14	JUROR ACCEPT BRIBE c. 268 s. 14	Felony	Misd.	1 year	1 year	2 1/2 years	2 1/2 years	10 years	5 years
Yes	5	Note A / Note F	c. 268 s. 14	c. 268 s. 14B	WITNESS, EMPLOYER DISCHARGE c. 268 s. 14B	Misd.	Misd.	1 month	1 month	2 1/2 years	2 1/2 years	10 years	7 years
Yes	1	Note A	c. 268 s. 14B	c. 268 s. 15	ESCAPE, AID FELON (STATE PRISON) OR ACCUSED FELON TO c. 268 s. 15	Felony	Misd.	1 year	1 year	2 1/2 years	2 1/2 years	10 years	7 years
Yes	4	Note F	c. 268 s. 15	c. 268 s. 15	ESCAPE, AID MISDEMEANANT OR HC FELON/CONVICT TO c. 268 s. 15	Felony	Misd.	2 years	2 years	2 1/2 years	2 1/2 years	10 years	7 years
Yes	4	Note F	c. 268 s. 15	c. 268 s. 15	ESCAPE, AID ACCUSED MISDEMEANANT TO c. 268 s. 15	Misd.	Misd.	2 years	2 years	2 1/2 years	2 1/2 years	10 years	7 years
Yes	2		c. 268 s. 15A	c. 268 s. 15A	ESCAPE FROM MUNICIPAL LOCKUP c. 268 s. 15A	Misd.	Misd.	2 years	2 years	2 1/2 years	2 1/2 years	10 years	7 years
Yes	4	Note F	c. 268 s. 16	c. 268 s. 16	ESCAPE FROM PENAL INSTITUTION/COURT/SDP CENTER OR ATTEMPTS c. 268 s. 16	Felony	Misd.	2 years	2 years	2 1/2 years	2 1/2 years	10 years	7 years
Yes	2		c. 268 s. 17	c. 268 s. 17	ESCAPE FROM OFFICER, AID c. 268 s. 17	Misd.	Misd.	2 years	2 years	2 1/2 years	2 1/2 years	10 years	7 years
Yes	4	Note F	c. 268 s. 19	c. 268 s. 19	ESCAPE FROM PENAL INSTITUTION, PERMIT c. 268 s. 19	Felony	Misd.	20 years	20 years	20 years	20 years	20 years	20 years
Yes	2		c. 268 s. 20	c. 268 s. 20	ESCAPE, NEGLIGENTLY PERMIT PRISONER TO OR REFUSE/ACCEPT PRISONER c. 268 s. 20	Misd.	Misd.	2 years	2 years	2 1/2 years	2 1/2 years	10 years	7 years
Yes			c. 268 s. 21A	c. 268 s. 21A	PRISON GUARD HAVE SEX RELATIONS W/PRISONER c. 268 s.21A	Felony	Misd.	5 years	5 years	5 years	5 years	5 years	5 years
Yes	2		c. 268 s. 23	c. 268 s. 23	WARRANT, FAIL/DELAY SERVICE OF c. 268 s. 23	Misd.	Misd.	1 year	1 year	1 year	1 year	10 years	5 years
Yes	1	Note A	c. 268 s. 24	c. 268 s. 24	POLICE OFFICER, FAIL ASSIST c. 268 s. 24	Misd.	Misd.	1 month	1 month	1 month	1 month	10 years	5 years
Yes	1	Note A	c. 268 s. 25	c. 268 s. 24	JUSTICE OF PEACE, FAIL ASSIST c. 268 s. 25	Misd.	Misd.	1 month	1 month	1 month	1 month	10 years	5 years
Yes	1	Note A	c. 268 s. 26	c. 268 s. 26	PRISONER, DELIVER LIQUOR TO c. 268 s. 26	Misd.	Misd.	2 months	2 months	2 months	2 months	10 years	5 years
Yes	1	Note A	c. 268 s. 27	c. 268 s. 27	PATIENT, DELIVER LIQUOR TO c. 268 s. 27	Misd.	Misd.	2 years	2 years	2 years	2 years	10 years	5 years
Yes	4		c. 268 s. 28	c. 268 s. 28	PRISONER, DELIVER DRUGS OR ARTICLE TO c. 268 s. 28	Felony	Misd.	3 months	3 months	3 months	3 months	10 years	5 years
Yes	1	Note A	c. 268 s. 30	c. 268 s. 30	CORRECTIONAL INSTITUTION, DISTURB c. 268 s. 30	Misd.	Misd.	2 1/2 years	2 1/2 years	2 1/2 years	2 1/2 years	10 years	5 years
Yes	3		c. 268 s. 31	c. 268 s. 31	PRISONER, DELIVER ARTICLE TO OR RECEIVE ARTICLE FROM c. 268 s. 31	Felony	Misd.	3 years	3 years	3 years	3 years	10 years	5 years
Yes	5	Note B / Note F	c. 268 s. 31	c. 268 s. 31	PRISONER, BRING WEAPON OR DRUG FROM FURLough OR ATTEMPTS c. 268 s. 31	Felony	Misd.	7 years	7 years	7 years	7 years	10 years	5 years
Yes	2		c. 268 s. 32	c. 268 s. 32	FALSE ALARM FROM POLICE CALL BOX OR TAMPER WITH POLICE/FIRE CALL BOX c. 268 s. 32	Misd.	Misd.	2 years	2 years	2 1/2 years	2 1/2 years	10 years	5 years
Yes	3		c. 268 s. 32A	c. 268 s. 32A	FIREFIGHTER, INTERFERE WITH c. 268 s. 32A	Felony	Misd.	30 days	30 days	2 1/2 years	2 1/2 years	10 years	5 years
Yes	2		c. 268 s. 32B	c. 268 s. 32B	RESIST, ARREST c. 268 s. 32B	Felony	Misd.	1 year	1 year	2 1/2 years	2 1/2 years	10 years	5 years
Yes	2		c. 268 s. 33	c. 268 s. 33	POLICE OFFICER/PUBLIC OFFICIAL, IMPERSONATE c. 268 s. 33	Misd.	Misd.	1 year	1 year	2 1/2 years	2 1/2 years	10 years	5 years
Yes	2		c. 268 s. 33A	c. 268 s. 33A	CONDUCE TO OBSTRUCT/JUSTICE c. 268 s. 33A	Misd.	Misd.	1 year	1 year	2 1/2 years	2 1/2 years	10 years	5 years
Yes	2		c. 268 s. 34	c. 268 s. 34	DISGUISE TO OBSTRUCT/JUSTICE c. 268 s. 34	Misd.	Misd.	1 year	1 year	2 1/2 years	2 1/2 years	10 years	5 years

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 4		c. 268 s. 34A		FALSE NAME, SOCIAL SECURITY TO POLICE, c. 268 s. 34A	Misd.		1 year	1 year	1 year	5 years	
Yes 2		c. 268 s. 36		COMPOUND/CONCEAL LIFE FELONY, c. 268 s. 36	Felony			1 year	1 year	2 years	
Yes 2		c. 268 s. 36		COMPOUND/CONCEAL FELONY, c. 268 s. 36	Misd.		5 months	2 years	2 years	5 years	
Yes 4	Note E	c. 268 s. 39		MOTOR VEH THEFT, FALSE REPORT OF, SUBSQ. OFF, c. 268 s. 39	Misd.						
Yes 5	Note A	c. 268A s. 2		PUBLIC EMPLOYEE/WITNESS, BRIBE OR ACCEPT/SOLICIT BRIBE, c. 268A s. 2	Felony		2 1/2 years	2 1/2 years	2 1/2 years	3 years	
Yes 3		c. 268A s. 3		PUBLIC EMPLOYEE/WITNESS, GIFT TO OR ACCEPT/SOLICIT GIFT, c. 268A s. 3	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 4		STATE EMPLOYEE, COMPENSATION IMPROPER/AS AGENT/ATTY IMPROPER	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 5		STATE EMPLOYEE, FORMER OR PARTNER, CONFLICT OF INT/LOBBY IMPROPER	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 6		STATE EMPLOYEE, CONFLICT OF INTEREST, c. 268A s. 6	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 7		STATE EMPLOYEE, INTEREST IN ST CONTRACT, c. 268A s. 7	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 8		PUBLIC CONSTR. REQUIRE PARTICULAR INSURER, c. 268A s. 8	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 11		COUNTY EMPLOYEE, COMPENSATION IMPROPER OR CONFLICT OF INT, c. 268A s. 11	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 12		COUNTY EMPLOYEE, FORMER OR PARTNER, COMPENSATION IMPROPER OR CONFLICT OF INT, c. 268A s. 12	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 13		COUNTY EMPLOYEE, CONFLICT OF INTEREST, c. 268A s. 13	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 14		COUNTY EMPLOYEE, INTEREST IN CITY CONTRACT, c. 268A s. 14	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 17		MUNIC EMPLOYEE, IMPROPER COMPENSATION OR AGENT/ATTY IMPROPER	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 18		MUNIC EMPLOYEE, FORMER OR PARTNER, IMPROPER COMPENSATION, CONFLICT OF INT, OR AGENT/ATTY IMPROPER, c. 268A s. 18	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 19		MUNIC EMPLOYEE, CONFLICT OF INTEREST, c. 268A s. 19	Misd.		2 years	2 years	2 years	3 years	
Yes 3		c. 268A s. 20		MUNIC EMPLOYEE, INTEREST IN MUN CONTRACT, c. 268A s. 20	Misd.		2 years	2 years	2 years	3 years	
Yes 2		c. 268B s. 4(a)	c. 268B s. 7	STATE ETHICS COMMISSION, DISCLOSE IMPROP, c. 268B s. 4(a)	Misd.		1 year	1 year	1 year	5 years	
Yes 4		c. 268B s. 4(c)	c. 268B s. 7	STATE ETHICS COMMISSION, PERJURY TO c. 268B s. 4(c)	Felony		2 1/2 years	2 1/2 years	2 1/2 years	3 years	
Yes 4		c. 268B s. 5	c. 268B s. 7	PUBLIC EMPLOYEE FIN STATEMENT, FALSE c. 268B s. 5	Felony		2 1/2 years	2 1/2 years	2 1/2 years	3 years	
Yes 2		c. 269 s. 2		RIOT, FAIL, DISPERSE OR FAIL ASSIST IN DISPERSING c. 269 s. 2	Misd.		1 year	1 year	1 year	5 years	
Yes 2		c. 269 s. 7		RIOT, DESTROY BUILDING/BOAT IN c. 269 s. 7	Felony		2 years	2 years	2 years	5 years	
No 4	Note D	c. 269 s. 10(a)		Firearm, CARRY W/O LICENSE, c. 269 s. 10(a)	Felony		1 year	1 year	1 year	2 1/2 years	5 years
No 5	Note D	c. 269 s. 10(a)	c. 269 s. 10G(a)	Firearms VIOL WITH 1 PRIOR VIOLENT/DRUG CRIME, c. 269 s. 10(a)	Felony		3 years	3 years	3 years	5 years	15 years
No 7	Note D	c. 269 s. 10(a)	c. 269 s. 10G(b)	Firearms VIOL WITH 2 PRIOR VIOLENT/DRUG CRIME, c. 269 s. 10(a)	Felony		10 years	10 years	10 years	10 years	15 years
No 8	Note D	c. 269 s. 10(a)	c. 269 s. 10G(c)	Firearms VIOL WITH 3 PRIOR VIOLENT/DRUG CRIME, c. 269 s. 10(a)	Felony		15 years	15 years	15 years	20 years	20 years

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Offense	Seriousness	Notes	Offense Reference	Offense Reference	Offense Reference	Punishment	Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 3		c. 269 s. 10(b)	DANGEROUS WEAPON, CARRY c. 269 s. 10(b)			Felony			6 months	2 1/2 years	2 1/2 years	5 years	
Yes 2		c. 269 s. 10(b)	DANGEROUS WEAPON, CARRY, NO PRIOR FELONIES c. 269 s. 10(b)			Misd.			1 year	2 1/2 years	2 1/2 years	5 years	
No 5	Note D	c. 269 s. 10(c)	MACHINE GUNSAWED-OFF SHOTGUN, POSSESS c. 269 s. 10(c)			Felony			3 years	3 years	3 years	15 years	Life
No 6	Note D	c. 269 s. 10(c)	FIREARMS VIOL WITH 1 PRIOR VIOLENCE/DRUG CRIME c. 269 s. 10(c)			Felony			10 years	10 years	10 years	15 years	
No 7	Note D	c. 269 s. 10(c)	c. 269 s. 10(G)(b)	FIREARMS VIOL WITH 2 PRIOR VIOLENCE/DRUG CRIME c. 269 s. 10(c)		Felony			15 years	15 years	15 years	20 years	
No 8	Note D	c. 269 s. 10(c)	c. 269 s. 10(G)(c)	FIREARMS VIOL WITH 3 PRIOR VIOLENCE/DRUG CRIME c. 269 s. 10(c)		Felony			5 years	5 years	5 years	7 years	
No 6	Note D	c. 269 s. 10(d)	FIREARM, CARRY W/O LICENSE, 2ND OFF. c. 269 s. 10(d)			Felony			7 years	7 years	7 years	10 years	
No 7	Note D	c. 269 s. 10(d)	FIREARM, CARRY W/O LICENSE, 3RD OFF. c. 269 s. 10(d)			Felony			10 years	10 years	10 years	15 years	
No 8	Note D	c. 269 s. 10(d)	FIREARM, CARRY W/O LICENSE, 4TH OFF. c. 269 s. 10(d)			Felony			10 years	10 years	10 years	15 years	
No 6	Note D	c. 269 s. 10(d)	DANGEROUS WEAPON, CARRY, 2ND OFF. c. 269 s. 10(d)			Felony			5 years	5 years	5 years	7 years	
No 7	Note D	c. 269 s. 10(d)	DANGEROUS WEAPON, CARRY, 3RD OFF. c. 269 s. 10(d)			Felony			7 years	7 years	7 years	10 years	
No 8	Note D	c. 269 s. 10(d)	DANGEROUS WEAPON, CARRY, 4TH OFF. c. 269 s. 10(d)			Felony			10 years	10 years	10 years	15 years	
No 6	Note D	c. 269 s. 10(d)	MACHINE GUNSAWED-OFF SHOTGUN, POSSESS, 2ND OFF. c. 269 s. 10(d)			Felony			5 years	5 years	5 years	7 years	
No 7	Note D	c. 269 s. 10(d)	MACHINE GUNSAWED-OFF SHOTGUN, POSSESS, 3RD OFF. c. 269 s. 10(d)			Felony			7 years	7 years	7 years	10 years	
No 8	Note D	c. 269 s. 10(d)	MACHINE GUNSAWED-OFF SHOTGUN, POSSESS, 4TH OFF. c. 269 s. 10(d)			Felony			10 years	10 years	10 years	15 years	
Yes 2		c. 269 s. 10(g)	RIFLE/SHOTGUN W/O SERIAL NO.,SELL c. 269 s. 10(g)			Misd.			2 1/2 years	2 1/2 years	2 1/2 years	5 years	
Yes 2		c. 269 s. 10(h)	FIREARM W/O FID CARD, POSSESS c. 269 s. 10(h)			Misd.			2 years	2 years	2 years	5 years	
Yes 3		c. 269 s. 10(h)	FIREARM W/O FID CARD, SUBO, OFF. c. 269 s. 10(h)			Misd.			2 years	2 years	2 years	5 years	
No 5	Note D	c. 269 s. 10(h)	c. 269 s. 10(G)(a)	FIREARMS VIOL WITH 1 PRIOR VIOLENCE/DRUG CRIME c. 269 s. 10(h)		Felony			3 years	3 years	3 years	15 years	
No 7	Note D	c. 269 s. 10(h)	c. 269 s. 10(G)(b)	FIREARMS VIOL WITH 2 PRIOR VIOLENCE/DRUG CRIME c. 269 s. 10(h)		Felony			10 years	10 years	10 years	15 years	
No 8	Note D	c. 269 s. 10(h)	c. 269 s. 10(G)(c)	FIREARMS VIOL WITH 3 PRIOR VIOLENCE/DRUG CRIME c. 269 s. 10(h)		Felony			15 years	15 years	15 years	20 years	
Yes 2		c. 269 s. 10(i)	FIREARM/LICENSE/FID CARD, FAIL SURRENDER c. 269 s. 10(i)			Misd.			2 1/2 years	2 1/2 years	2 1/2 years	5 years	
Yes 2		c. 269 s. 10(j)	DANGEROUS WEAPON OR FIREARM ON SCHOOL GROUNDS,CARRY c. 269 s. 10(j)			Misd.			1 year	1 year	1 year	5 years	
No 5	Note D	c. 269 s. 10(m)	FIREARM POSSESS LARGE CAPACITY c. 269 s. 10(m)			Felony			2 1/2 years	2 1/2 years	2 1/2 years	10 years	
Yes 4		c. 269 s. 10(m)	FIREARM POSSESS LARGE CAPACITY, WITH VALID FID c. 269 s. 10(m)			Felony			2 1/2 years	2 1/2 years	2 1/2 years	10 years	
Yes 3		c. 269 s. 10(A)	SILENCER, SELL/USE/POSSESS FIREARM c. 269 s. 10A			Felony			5 years	5 years	5 years	5 years	
Yes 4		c. 269 s. 10(C)	TEAR GAS/MACE, USE IN CRIME c. 269 s. 10C			Felony			10 years	10 years	10 years	10 years	
Yes 3		c. 269 s. 10(D)	BODY ARMOR, USE IN FELONY c. 269 s. 10D			Felony			1 year	2 1/2 years	2 1/2 years	5 years	
No 5	Note D	c. 269 s. 10(E)	FIREARMS, TRAFFICKING IN 3+ c. 269 s. 10E			Felony			3 years	3 years	3 years	10 years	
No 6	Note D	c. 269 s. 10(E)	SILENCER, SELL/USE/POSSESS FIREARM c. 269 s. 10E			Felony			5 years	5 years	5 years	10 years	
No 8	Note D	c. 269 s. 10(E)	FIREARMS, TRAFFICKING IN +19 c. 269 s. 10E			Felony			10 years	10 years	10 years	15 years	
No 6	Note D	c. 269 s. 10(F)(a)	FIREARMS, SELL/TRANSFER LARGE CAPACITY, c. 269 s. 10(F)(a)			Felony			2 1/2 years	2 1/2 years	2 1/2 years	10 years	
No 7	Note D	c. 269 s. 10(F)(b)	FIREARMS, SELL/TRANSFER LARGE CAPACITY, SUBSQ. c. 269 s. 10(F)(a)			Felony			5 years	5 years	5 years	15 years	

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## HOUSE — No. 938

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Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
No 7	None D		c. 269 s. 10F(b)	FIREARMS TO MINOR, SELL/TRANSFER LARGE CAPACITY c. 269 s. 10F(b)	Felony	5 years				5 years	15 years
Yes 3		c. 269 s. 10H	FIREARMS WHILE OUT, LICENSEE CARRYING c. 269 s. 10H		Misd.					2 1/2 years	
Yes 4		c. 269 s. 11B	FIREARM/W/DEFACED NO. POSSESS IN FELONY c. 269 s. 11B		Felony		6 months	2 1/2 years	2 1/2 years		5 years
Yes 3		c. 269 s. 11C	FIREARM SERIAL NO., DEFACE OR RECEIVE W/DEFACED NO. c. 269 s. 11C		Misd.		1 month	2 1/2 years	2 1/2 years		
Yes 2		c. 269 s. 12	DANGEROUS WEAPONS, MFR/SELL CERTAIN c. 269 s. 12		Misd.					6 months	
Yes 2		c. 269 s. 12A	BB GUN/AIR RIFLE, SELL/GIVE TO MINOR c. 269 s. 12A		Misd.					6 months	
Yes 2		c. 269 s. 12D(a)	RIFLE/SHOTGUN ON WAY, CARRY LOADED c. 269 s. 12D(a)		Misd.					2 years	
Yes 3		c. 269 s. 12D(b)	FIREARM ON WAY, CARRY LOADED/LARGE CAPACITY c. 269 s. 12D(b)		Felony		1 year	2 1/2 years	2 1/2 years	1 year	10 years
Yes 3		c. 269 s. 12D(b)	FIREARM ON WAY, CARRY UNLOADED/LARGE CAPACITY c. 269 s. 12D(b)		Felony		1 year	2 1/2 years	2 1/2 years	1 year	10 years
Yes 1	None A	c. 269 s. 12E	FIREARM DISCHARGE WITHIN 500 FT OF BLDG c. 269 s. 12E		Misd.					3 months	
Yes		c. 269 s. 12F(b)	AIRPORT SECURITY VIOLATION c. 269 s. 12F(b)		Felony					2 1/2 years	5 years
Yes		c. 269 s. 12F(c)	AIRPORT SECURITY VIOLATION, OCCUPY W/FELONY c. 269 s. 12F(c)		Felony					2 years	10 years
Yes		c. 269 s. 12F(d)	AIRPORT SECURITY VIOLATION, PLACE W/FELONY c. 269 s. 12F(d)		Felony					2 1/2 years	10 years
Yes		c. 269 s. 12F(e)	AIRPORT SECURITY VIOLATION, WILLFUL c. 269 s. 12F(e)		Felony					20 years	
Yes 2		c. 269 s. 13	Fire ALARM FALSE c. 269 s. 13		Misd.					1 year	
Yes 2		c. 269 s. 13A	CRIME REPORT, FALSE c. 269 s. 13A		Misd.					1 year	
Yes		c. 269 s. 14(b)	BOMB THREAT, FALSE c. 269 s. 14(b)		Felony					2 1/2 years	20 years
Yes		c. 269 s. 14(c)	BOMB THREAT, FALSE c. 269 s. 14(c) 6 months 2 1/2 years 3 years 20 years								
Yes 1	None A	c. 269 s. 14A	TELEPHONE CALLS, ANNOYING OR OBSCENE c. 269 s. 14A		Misd.					3 months	
Yes 2		c. 269 s. 16	ARROWHEAD, SELL TO PERSON c. 15.3RD AND SUBSQ OFF. c. 269 s. 16		Misd.					6 months	1 year
Yes 2		c. 269 s. 17	HAZING c. 269 s. 17		Misd.					1 year	
Yes 2		c. 270 s. 1	LIQUOR, ADULTERATE c. 270 s. 1		Felony					3 years	
Yes 2		c. 270 s. 4	WOOD ALCOHOL, DISTRIB FOOD/DRINK/DRUG W/c. 270 s. 4		Felony					2 1/2 years	5 years
Yes 1	None A	c. 270 s. 5	LIQUOR OR DRUGS TO HOSPITALIZED ADDICT OR ALCOHOLIC, DELIVER c. 270 s. 5		Misd.					2 months	
Yes 4		c. 270 s. 8A	HARMFUL SUBSTANCE, DISTRIBUTE FOOD WITH c. 270 s. 8A		Felony		5 years				
Yes 1	None A	c. 270 s. 9	GARBAGE TO MILK COW, FEED TOWN c. 270 s. 9		Misd.					2 months	
Yes 1	None A	c. 270 s. 9	GARBAGE TO FOOD ANIMAL, FEED CITY c. 270 s. 9		Misd.					1 month	
Yes 2		c. 270 s. 18	GLUE TOXIC SUBSTANCE, INHALE c. 270 s. 18		Misd.					6 months	
Yes 2		c. 270 s. 19	GLUE TO MINOR, SELL UNLAWFULLY c. 270 s. 19		Misd.					6 months	
Yes 1	None A	c. 271 s. 2	GAMING IN PUBLIC/TRESPASSING c. 271 s. 2		Misd.					3 months	
Yes 2		c. 271 s. 2	GAMING IN PUBLIC/TRESPASSING, ALLOW c. 271 s. 2		Misd.					3 months	12 months
Yes 2		c. 271 s. 3	GAMING, ALLOW PREMISES FOR c. 271 s. 3		Misd.					3 months	

Offense	Seriousness	Grid Level	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	2	Note A	c. 271 s. 3	GAMING, ALLOW PREMISES FOR, SUBSQ. OFF. c. 271 s. 3			Misd.		1 year				
Yes	1	Note A	c. 271 s. 5	GAMING/HOUSE/APPARATUS, KEEP OR PLAY/PRESENT AT c. 271 s. 5			Misd.		3 months	1 year	2 months		
Yes	2		c. 271 s. 5	c. 271 s. 10	GAMING/HOUSE/APPARATUS, KEEP OR PLAY/PRESENT AT, SUBSQ. OFF. c. 271 s. 5		Misd.		3 months	1 year	2 1/2 years	3 years	
Yes	3		c. 271 s. 6A	c. 271 s. 7	PIRAMID SCHEME, SET UP/PROMOTE c. 271 s. 6A		Felony			2 1/2 years	2 1/2 years	3 years	
Yes	3		c. 271 s. 6B	c. 271 s. 7	SKILO, SET UP/PROMOTE c. 271 s. 6B		Felony			2 1/2 years	2 1/2 years	3 years	
Yes	2		c. 271 s. 6C	GAS STATION OPERATE GAME OF CHANCE, c. 271 s. 6C			Misd.		1 year				
Yes	3		c. 271 s. 7	LOTTERY, SET UP/PROMOTE c. 271 s. 7			Felony		2 1/2 years	2 1/2 years	3 years		
Yes	3	Note A	c. 271 s. 7	c. 271 s. 10	LOTTERY, SET UP/PROMOTE, SUBSQ. OFF. c. 271 s. 7		Misd.		3 months	1 year	1 year		
Yes	2		c. 271 s. 7A	RAFFLE/BAZAAR VIOLATION c. 271 s. 7A			Misd.		1 year				
Yes	2	Note A	c. 271 s. 8	GAMING, ALLOW PREMISES FOR c. 271 s. 8			Misd.		1 year				
Yes	3		c. 271 s. 8	c. 271 s. 10	GAMING, ALLOW PREMISES FOR, SUBSQ. OFF. c. 271 s. 8		Misd.		3 months	1 year	1 year		
Yes	2		c. 271 s. 9	LOTTERY, SELL TICKETS FOR c. 271 s. 9			Misd.		1 year				
Yes	3	Note A	c. 271 s. 9	c. 271 s. 10	LOTTERY, SELL TICKETS FOR, SUBSQ. OFF. c. 271 s. 9		Misd.		3 months	1 year	1 year		
Yes	2		c. 271 s. 11	LOTTERY, ADVERTISE OR SOLICIT FOR c. 271 s. 11			Misd.		1 year				
Yes	3	Note A	c. 271 s. 11	c. 271 s. 10	LOTTERY, SOLICIT FOR, SUBSQ. OFF. c. 271 s. 11		Misd.		3 months	1 year	1 year		
Yes	3		c. 271 s. 12	FAKE LOTTERY TICKETS, CREATION, SALE, OR POSSESSION c. 271 s. 12			Felony			3 years			
Yes	2		c. 271 s. 15	LOTTERY, AID FOREIGN c. 271 s. 15			Misd.		1 year				
Yes	3	Note A	c. 271 s. 15	c. 271 s. 10	LOTTERY, AID FOREIGN, SUBSQ. OFF. c. 271 s. 15		Misd.		3 months	1 year	1 year		
Yes	2		c. 271 s. 16	LOTTERY TICKET, DISTRIBUTE FOREIGN c. 271 s. 16			Misd.		1 year				
Yes	3	Note A	c. 271 s. 16	c. 271 s. 10	LOTTERY TICKET, DISTRIBUTE FOREIGN, SUBSQ. c. 271 s. 16		Misd.		3 months	1 year	1 year		
Yes	5		c. 271 s. 16A	GAMING ENTERPRISE, MANAGE c. 271 s. 16A			Felony			15 years			
Yes	3		c. 271 s. 17	BETTING, TAKE/ALLOW/PRESENT AT c. 271 s. 17			Felony		3 months	2 1/2 years	2 1/2 years	3 years	
Yes	3	Note A	c. 271 s. 17	c. 271 s. 10	BETTING, TAKE/ALLOW/PRESENT AT, SUBSQ.OFF c. 271 s. 17		Misd.		1 year				
Yes	2		c. 271 s. 17A	TELEPHONE FOR GAMING, USE, SUBSQ. OFF. c. 271 s. 17A			Misd.		1 year				
Yes	3	Note A	c. 271 s. 17A	c. 271 s. 10	TELEPHONE FOR GAMING, USE, SUBSQ. OFF. c. 271 s. 17A		Misd.		3 months	1 year	1 year		
Yes	2		c. 271 s. 18	POLICY LOTTERY, MANAGE c. 271 s. 18			Misd.		1 year				
Yes	2		c. 271 s. 26	c. 271 s. 10	GAMING PREMISES, OBSTRUCT, 3RD AND SUBSQ. OFF. c. 271 s. 26		Misd.		1 year				
Yes	2		c. 271 s. 31	HORSE RACE, UNLAWFUL c. 271 s. 31			Misd.		1 year				
Yes	3		c. 271 s. 31A	HORSE/DOG RACE, TRANSMIT RESULTS OF c. 271 s. 31A			Felony		2 1/2 years	2 1/2 years	5 years		
Yes	2		c. 271 s. 32	HORSE, RACE DISGUISED c. 271 s. 32			Misd.		6 months				
Yes	2		c. 271 s. 34	RACE GROUND, KEEP/IMPROPER c. 271 s. 34			Misd.		1 year				
Yes	2		c. 271 s. 36	SECURITY/COMMODITY BUCKETING, SUBSQ OFF. c. 271 s. 36			Misd.		1 year				

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 271 s. 37	c. 271 s. 36	SECURITY/COMMODITY PRICES, PUBLISH IMPRO C. 271 s. 37	Misd.		1 year				
Yes 4		c. 271 s. 37	c. 271 s. 36	SECURITY/COMMODITY PRICES, PUBLISH IMPRO SUBSQ. OFF. C. 271 s. 37	Felony					5 years	5 years
Yes 4		c. 271 s. 39(a)		BRIBE: BUSINESS c. 271 s. 39(a)	Felony					2 years	2 years
Yes 3		c. 271 s. 39(b)		THREAT: BUSINESS c. 271 s. 39(b)	Felony					2 years	2 years
Yes 2		c. 271 s. 39A		BRIBE: OFFER OR ACCEPT/SOLICIT SPORTS c. 271 s. 39A	Misd.					2 years	2 years
Yes 1	Note A	c. 271 s. 42		BETTING ON BOXING MATCH c. 271 s. 42	Misd.		3 months				
Yes 4		c. 271 s. 49(a)		USURY c. 271 s. 49(a)	Felony					10 years	10 years
Yes 2		c. 271 s. 49(b)		USURY: POSSESSION OF RECORDS FOR c. 271 s. 49(b)	Misd.					2 1/2 years	
Yes 2		c. 271 s. 50		EXAM, TAKE FOR ANOTHER AT SCHOOL OR RESEARCH PAPER, SELL FOR USE BY ANOTHER c. 271 s. 50	Misd.		6 months				
Yes 2		c. 272 s. 1		MARRIAGE, ABDUCT PERSON -6 FOR SECRET c. 272 s. 1	Misd.		1 year				
Yes 3		c. 272 s. 2		PROSTITUTION/UNLAW SEX/ABDUCT PERSON FOR C. 272 s. 2	Felony		1 year			3 years	3 years
Yes 7		c. 272 s. 3		SEXUAL INTERCOURSE, DRUG FOR C. 272 s. 3	Felony					10 years	Life
Yes 3		c. 272 s. 4		SEXUAL INTERCOURSE, INDUCE CHASTE MINOR c. 272 s. 4	Felony					2 1/2 years	3 years
Yes 5	Note E	c. 272 s. 4A		PROSTITUTION, INDUCE MINOR TO C. 272 s. 4A	Felony		3 years			3 years	5 years
Yes 6	Note E	c. 272 s. 4B		PROSTITUTION, DERIVE SUPPORT FROM CHILD c. 272 s. 4B	Felony		5 years			5 years	
Yes 4	Note E	c. 272 s. 6		PROSTITUTION, MANTAIN HOUSE OF c. 272 s. 6	Felony		2 years			5 years	5 years
Yes 4	Note E	c. 272 s. 7		PROSTITUTION, DERIVE SUPPORT FROM C. 272 s. 7	Felony		2 years			5 years	5 years
Yes 2		c. 272 s. 8		PROSTITUTE, SOLICIT FOR C. 272 s. 8	Misd.		1 year				
Yes 2		c. 272 s. 12		PROSTITUTION, PRODUCE PERSON TO PRACTICE c. 272 s. 12	Misd.		3 months			2 years	
Yes 4		c. 272 s. 13		BROTHEL, DETAIN/DRUG PERSON IN OR ATTEMPTS C. 272 s. 13	Felony		1 year			2 1/2 years	5 years
Yes 2		c. 272 s. 14		ADULTERY c. 272 s. 14	Felony		2 years				3 years
Yes 3		c. 272 s. 15		POLYGAMY c. 272 s. 15	Felony					2 1/2 years	5 years
Yes 2		c. 272 s. 16		LEWDNESS, OPEN AND GROSS c. 272 s. 16	Felony		2 years			3 years	3 years
Yes 7		c. 272 s. 17		INCEST c. 272 s. 17	Felony					2 1/2 years	20 years
Yes 1	Note A	c. 272 s. 18		FORNICATION c. 272 s. 18	Misd.		3 months				
Yes 6		c. 272 s. 19		MISCARRIAGE, PROCURE IMPROPER WITH DEATH c. 272 s. 19	Felony					5 years	20 years
Yes 4		c. 272 s. 19		MISCARRIAGE, PROCURE IMPROPER c. 272 s. 19	Felony					7 years	7 years
Yes 3		c. 272 s. 20		BIRTH CONTROL OR MISCARRIAGE, ADVERTISE IMPROP C. 272 s. 20	Felony					2 1/2 years	3 years
Yes 3		c. 272 s. 21		BIRTH CONTROL/ABORTION/MASTURBATION, IMPROP INSTRUMENT FOR C. 272 s. 21	Felony					2 1/2 years	5 years
Yes 2		c. 272 s. 22		FETAL DEATH, CONCEAL OUT-OF-WEDLOCK c. 272 s. 22	Misd.		1 year				
Yes 2		c. 272 s. 24		PROSTITUTION, KEEP HOUSE OF C. 272 s. 24	Misd.		2 years				

**HOUSE — No. 938**

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Offense	Seriousness	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Grid	Level											
Yes	2		c.272.s.25		RESTAURANT/BAR, BARRED DOORS OR UNLICENCED ENCLOSURE IN c.272.s.25	Misd.					6 months	
Yes	2		c.272.s.26		RESTAURANT/BAR, ALLOW SOLICITATION IN OR RESORT TO FOR IMMORALITY c.272.s.26	Misd.					1 year	
Yes	2		c.272.s.28		OISSCENE MATTER TO MINOR, 2ND AND SUBSQ. OFF. c.272.s.28	Felony					2 1/2 years	5 years
Yes	3		c.272.s.28		OISSCENE MATTER, DISTRIBUTE, 2ND AND SUBSQ. OFF. c.272.s.29	Felony					2 1/2 years	5 years
Yes	2		c.272.s.29		OISSCENE MATTER, DISTRIBUTE, 2ND AND SUBSQ. OFF. c.272.s.29	Felony					2 1/2 years	5 years
Yes	2		c.272.s.29		CHILD IN NUDE OR SEXUAL ACT, LASCIVIOUS POSE/EXHIBIT c.272.s.29A(a)	Felony					2 1/2 years	5 years
Yes	6	Note B	c.272.s.29A		CHILD IN NUDE OR SEXUAL ACT, DISTRIB MATERIAL OF c.272.s.29B(a)	Felony					10 years	20 years
Yes	6	Note B	c.272.s.29B		CHILD PORNOGRAPHY, POSSESS c.272.s.29C	Felony					10 years	20 years
Yes	3		c.272.s.29C		CHILD PORNOGRAPHY, POSSESS, 2ND OFF. c.272.s.29C	Felony					2 1/2 years	5 years
Yes	4		c.272.s.29C		CHILD PORNOGRAPHY, POSSESS, 3RD OFF. c.272.s.29C	Felony					2 1/2 years	5 years
Yes	6		c.272.s.30		CRIME AGAINST NATURE c.272.s.34	Felony					10 years	20 years
Yes	4		c.272.s.34		UNNATURAL ACT c.272.s.35	Felony					2 1/2 years	5 years
Yes	3		c.272.s.35		UNNATURAL ACT WITH CHILD -16 c.272.s.35A	Felony					2 1/2 years	5 years
Yes	5	Note A	c.272.s.35A		UNNATURAL ACT WITH CHILD -16, SUBSQ OFF. c.272.s.35A	Felony					2 1/2 years	5 years
Yes	6		c.272.s.35A		BLASPHEMY c.272.s.36	Misd.					1 year	
Yes	2		c.272.s.36		RELIGIOUS SERVICE, DISTURB c.272.s.38	Misd.					1 year	
Yes	2		c.272.s.38		SCHOOL OR PUBLIC ASSEMBLY, DISTURB c.272.s.40	Misd.					1 year	
Yes	1	Note A	c.272.s.40		SCHOOL OR PUBLIC ASSEMBLY, DISTURB, 3RD AND SUBSQ. OFF. c.272.s.40	Misd.					1 month	
Yes	2	Note A	c.272.s.40		SCHOOL, POSSESS LIQUOR IN c.272.s.40A	Misd.					1 month	
Yes	1	Note A	c.272.s.40A		LIBRARY, DISTURB c.272.s.41	Misd.					30 days	
Yes	1	Note A	c.272.s.41		FUNERAL PROCESSION, DISTURB c.272.s.42	Misd.					1 month	
Yes	1	Note A	c.272.s.42		FUNERAL PROCESSION, DISTURB, 3RD AND SUBSQ. OFF. c.272.s.42	Misd.					1 month	
Yes	2	Note A	c.272.s.42		FUNERAL SERVICE, DISTURB c.272.s.42A	Misd.					1 month	
Yes	2		c.272.s.42A		DISORDERLY CONDUCT ON PUBLIC CONVEYANCE c.272.s.43	Misd.					1 month	
Yes	1	Note A	c.272.s.43		DISORDERLY CONDUCT ON PUB CONVEY, 3RD AND SUBSQ. OFF c.272.s.43	Misd.					1 month	
Yes	2	Note A	c.272.s.43		SMOKING ON MBTA c.272.s.43A	Misd.					10 days	
Yes	1	Note A	c.272.s.43A		NIGHTWALKER, COMMON c.272.s.53	Misd.					6 months	
Yes	2		c.272.s.53		STREETWALKER, COMMON c.272.s.53	Misd.					6 months	
Yes	2		c.272.s.53		RAILERS AND BRAWLERS, COMMON c.272.s.53	Misd.					6 months	
Yes	2	Note A	c.272.s.53		ACCOST/ANNY PERSON OF OPPOSITE SEX c.272.s.53	Misd.					6 months	
Yes	2		c.272.s.53		LWD, WANTON & LASCIVIOUS CONDUCT c.272.s.53	Misd.					6 months	

## HOUSE — No. 938

[January]

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## HOUSE — No. 938

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Offense Grid Level	Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2		c. 272 s. 53	c. 272 s. 53	DISORDERLY CONDUCT c. 272 s. 53	Misd.			6 months		6 months	
Yes 2		c. 272 s. 53	c. 272 s. 53	DISTURBING THE PEACE c. 272 s. 53	Misd.			6 months		6 months	
Yes 2		c. 272 s. 53	c. 272 s. 53	DISORDERLY HOUSE, KEEF c. 272 s. 53	Misd.			6 months		6 months	
Yes 2		c. 272 s. 53	c. 272 s. 53	INDECENT EXPOSURE c. 272 s. 53	Misd.			6 months		6 months	
Yes 2		c. 272 s. 53A	c. 272 s. 53A	SEXUAL CONDUCT, PAY FOR OR FOR FEE c. 272 s. 53A	Misd.			1 year			
Yes 2		c. 272 s. 58	c. 272 s. 58	CHILD UNDER 15 BEGGING, EMPLOY/PERMIT c. 272 s. 58	Misd.			6 months		6 months	
Yes 2		c. 272 s. 61	c. 272 s. 61	VIOLATION OF c. 272 s. 53, SUBSQ OFF c. 272 s. 61	Misd.			1 year			
Yes 2		c. 272 s. 62	c. 272 s. 62	COMMON NIGHTWALKER THIRD CONVICTION c. 272 s. 62	Misd.			2 1/2 years			
Yes 1	Note A	c. 272 s. 64	c. 272 s. 64	TRAMP c. 272 s. 64	Misd.			30 days			
Yes 2	Note B	c. 272 s. 64	c. 272 s. 64	TRAMP, VIOLATIONS BY c. 272 s. 64	Misd.			1 year	2 1/2 years		
Yes 2		c. 272 s. 66	c. 272 s. 66	VAGRANCY c. 272 s. 66	Misd.			6 months		6 months	
Yes 1	Note B	c. 272 s. 68	c. 272 s. 68	VAGABOND c. 272 s. 68	Misd.			4 months	12 months		
Yes 2		c. 272 s. 70	c. 272 s. 70	BODY, TAKE ON CIVIL PROCESS c. 272 s. 70	Misd.			6 months		6 months	
Yes 4		c. 272 s. 71	c. 272 s. 71	BODY, DISINTER, OR ACCESSORY c. 272 s. 71	Felony			2 1/2 years		3 years	
Yes 2		c. 272 s. 72	c. 272 s. 72	BODY, SELL/BUY c. 272 s. 72	Misd.			3 months	2 1/2 years		
Yes 3		c. 272 s. 73	c. 272 s. 73	GRAVE, GRAVESTONE OR PLANTING, DAMAGE c. 272 s. 73	Felony					5 years	
Yes 2		c. 272 s. 75	c. 272 s. 75	GRAVE FLOWERS/FLAG/TOKEN, REMOVE c. 272 s. 75	Misd.			6 months			
Yes 2		c. 272 s. 76	c. 272 s. 76	CEMETERY, UNAUTH PUBLIC EASEMENT THRU c. 272 s. 76	Misd.			1 year			
Yes 2		c. 272 s. 77	c. 272 s. 77	ANIMAL, CRUELTY c. 272 s. 77	Misd.			1 year			
Yes 2		c. 272 s. 77A	c. 272 s. 77A	POLICE HORSE/DOG, MISTREAT/INTERFERE c. 272 s. 77A	Misd.			2 1/2 years			
Yes 1	Note A	c. 272 s. 77B	c. 272 s. 77B	ANIMAL, EXHIBT WILD c. 272 s. 77B	Misd.			30 days			
Yes 2		c. 272 s. 78	c. 272 s. 78	HORSE, SEL/DRIVE UNFT c. 272 s. 78	Misd.			6 months			
Yes 2		c. 272 s. 78A	c. 272 s. 78A	HORSE FOAL, 5 MONTHS SOLD WITHOUT DAM c. 272 s. 78A	Misd.			6 months			
Yes 2		c. 272 s. 79A	c. 272 s. 79A	HORSE, CUT TO DOCK TAIL c. 272 s. 79A	Misd.			1 year			
Yes 1	Note A	c. 272 s. 86 through 86D	c. 272 s. 86F	HORSE, STABLE, VIOLATIONS c. 272 s. 86 through 86D	Misd.			1 month		1 month	
Yes 1	Note A	c. 272 s. 87	c. 272 s. 87	BIRD, SHOOT/KEEP FOR SHOOTING c. 272 s. 87	Misd.			1 month			
Yes 1	Note A	c. 272 s. 92A	c. 272 s. 92A	PUBLIC ACCOMMODATION, ADVERTISE DISCRIM c. 272 s. 92A	Misd.			30 days			
Yes 2		c. 272 s. 94	c. 272 s. 94	ANIMAL FIGHT, KEEP/PROMOTE c. 272 s. 94	Felony			1 year		5 years	
Yes 1	Note A	c. 272 s. 95	c. 272 s. 95	ANIMAL FIGHT, PRESENCE AT c. 272 s. 95	Misd.			1 month			
Yes 2		c. 272 s. 98	c. 272 s. 98	PUBLIC ACCOMMODATION, DISCRIMINATE IN c. 272 s. 98	Misd.			1 year			
Yes 2		c. 272 s. 98C	c. 272 s. 98C	RACIAL HATRED, FALSE WRITING TO INCITE c. 272 s. 98C	Misd.			1 year			
Yes 3		c. 272 s. 99(c)(1)	c. 272 s. 99(c)(1)	WIRE/TAP, UNLAWFUL OR ATTEMPT c. 272 s. 99(c)(1)	Felony			2 1/2 years		5 years	
Yes 3		c. 272 s. 99(c)(2)	c. 272 s. 99(c)(2)	WIRE/TAP, TAMPER WITH RECORD OF OR ATTEMPTS c. 272 s. 99(c)(2)	Felony			2 years		5 years	

Offense	Seriousness	Level	Notes	Offense Reference	Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	2			c. 272 s. 99(c)(3)		WIRETAP, DISCLOSE CONTENTS OF OR ATTEMPTS c. 272 s. 99(c)(3)	Misd.		2 years				
Yes	2			c. 272 s. 99(c)(4)		WIRETAP, DISCLOSE CONTENTS OF WARRANTS c. 272 s. 99(c)(4)	Misd.		2 years				
Yes	2			c. 272 s. 99(c)(5)		WIRETAP, POSSESSES DEVICE FOR c. 272 s. 99(c)(5)	Misd.		2 years				
Yes Contingent Note I				c. 272 s. 99(c)(6)		WIRETAP, CONSPIRACY OR ACCESSORY c. 272 s. 99(c)(6)							
Yes	4			c. 272 s. 99A	JURY DELIBERATIONS, OVERHEAR OR ATTEMPT(S. c. 72 s. 99A								
Yes	3			c. 273 s. 1(1)	c. 273 s. 15A(2)	SUPPORT, ABANDON SPOUSE AND/OR CHILD LEAVE COMM WITHOUT c. 273 s. 1(1)	Felony		2 1/2 years				
Yes	3			c. 273 s. 1(2)	c. 273 s. 15A(3)	SUPPORT SPOUSE AND/OR CHILD LEAVE COMM WITHOUT c. 273 s. 1(2)	Felony		2 1/2 years				
Yes	3			c. 273 s. 1(3)	c. 273 s. 15A(3)	SUPPORT SPOUSE AND/OR CHILD ENTER COMM WITHOUT c. 273 s. 1(3)	Felony		2 1/2 years				
Yes	3			c. 273 s. 1(4)	c. 273 s. 15A(2)	SUPPORT ORDER, FAIL TO COMPLY WITH c. 273 s. 1(4)	Felony		2 1/2 years				
Yes	3			c. 273 s. 15	c. 273 s. 15A(2)	SUPPORT CHILD OUT OF WEDLOCK, FAIL c. 273 s. 15	Felony		2 1/2 years				
Yes	3			c. 273 s. 15	c. 273 s. 15A(3)	SUPPORT CHILD OUT OF WEDLOCK, LEAVE W/O c. 273 s. 15	Felony		2 1/2 years				
Yes	3			c. 273 s. 15	c. 273 s. 15A(3)	SUPPORT CHILD OUT OF WEDLOCK, ENTER W/O c. 273 s. 15	Felony		2 1/2 years				
Yes	3			c. 273 s. 15	c. 273 s. 15A(2)	SUPPORT ORDER, CHILD OUT OF WED, DISOBEDI c. 273 s. 15	Felony		2 1/2 years				
Yes				c. 273 s. 15B	SUPPORT ORDER, RECEIVE OR CONCEAL ASSET TO AVOID		Misd.		2 1/2 years				
Yes				c. 273 s. 15B	SUPPORT ORDER, TRANSFER ASSET TO AVOID		Misd.		2 1/2 years				
Yes	2			c. 273 s. 20	SUPPORT PARENT, FAIL TO c. 273 s. 20		Misd.		1 year				
Yes	2			c. 273 s. 23	SUPPORT NEEDY DISABLED PERSON, FAIL TO c. 273 s. 23		Misd.		2 years				
Yes Contingent Note I				c. 274 s. 2	ACCESSORY BEFORE THE FACT c. 274 s. 2		Felony						
Yes Contingent Note I				c. 274 s. 3	COUNSELING OR PROCURING A FELONY c. 274 s. 3		Felony						
Yes Contingent Note I				c. 274 s. 4	ACCESSORY AFTER THE FACT c. 274 s. 4		Felony						
Yes Contingent Note I				c. 274 s. 6	ATTEMPT TO COMMIT CRIME PUNISHABLE BY DEATH c. 274 s. 6		Felony						
Yes Contingent Note I				c. 274 s. 6	ATTEMPT TO COMMIT CRIME c. 274 s. 6 - 5 year felony or greater		Felony						
Yes Contingent Note I				c. 274 s. 6	ATTEMPT TO COMMIT CRIME c. 274 s. 6 - < 5 Year Felony or Misdemeanor		Misd.						
Yes Contingent Note I				c. 274 s. 6	ATTEMPT TO COMMIT CRIME c. 274 s. 6 - Larceny		Misd.						
Yes Contingent Note I				c. 274 s. 7 cl. (1)	CONSPIRACY c. 274 s. cl. (1) - Death or Life		Felony						
Yes Contingent Note I				c. 274 s. 7 cl. (2)	CONSPIRACY c. 274 s. 7 cl. (2) - Felony exceeding 10 years up to life		Felony						
Yes Contingent Note I				c. 274 s. 7 cl. (3)	CONSPIRACY c. 274 s. cl. (3) - Felony not more than 10 years		Felony						
Yes Contingent Note I				c. 274 s. 7 cl. (4)	CONSPIRACY c. 274 s. cl. (4) - Other Crime		Misd.						
Yes	2			c. 275 s. 2	c. 275 s. 4	THREATEN TO COMMIT CRIME c. 275 s. 2	Misd.		6 months				
Yes	2			c. 275 s. 19		FLIGITIVE, FAIL BRING BEFORE COURT c. 276 s. 19	Misd.		6 months				
Yes	2			c. 276 s. 61A		DISPOSITION OR ENCUMBRANCE OF REAL ESTATE BAIL OR SURETY c. 276 s. 61A	Misd.		1 year				
Yes	2			c. 276 s. 82A		RECOGNIZANCE OR BAIL, FAIL APPEAR ON MISDEMEANOR c. 276 s. 82A	Misd.		1 year				
Yes	2			c. 276 s. 82A		RECOGNIZANCE OR BAIL, FAIL TO APPEAR ON FELONY c. 276 s. 82A	Felony		2 1/2 years				

Offense Seriousness	Offense Level	Notes	Offense Reference	Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes	2		c. 276 App. s. 1-5		DETAINERS; ESCAPE OR ATTEMPT c. 276 App. s. 1-5	Felony		2 1/2 years			10 years	
Yes	1		Common Law	c.279 s.5	AFFRAY Common Law	Common Law						
Yes	6		Common Law	c.279 s.5	ASSAULT WITH INTENT TO KILL Common Law	Common Law						
Yes	3		Common Law	c.279 s.5	CONTUMACIAL CRIMINAL Common Law	Common Law						
Yes	3		Common Law	c.279 s.5	ESCAPE FROM POLICE OFFICER Common Law	Common Law						
Yes	5		Common Law	c.279 s.5	OBSTRUCT JUSTICE Common Law	Common Law						
Yes	3		Common Law	c.279 s.5	POLICE OFFICER, INTERFERE WITH Common Law	Common Law						
Yes	2		Common Law	c.279 s.5	RESIST ARREST Common Law	Common Law						
Yes Contingent Note I			Common Law	c.279 s.5	SOLICIT FELONY Common Law	Common Law						
Yes	2	St. 1995, c. 52 s.10			WATER DISTRICT, TOWN OF REHOBOTH St. 1995, c. 152 s.10	Misd.		1 year				
Yes		St. 1999, c. 86 s.9			WATER DISTRICT, SCANTIC VALLEY St. 1999, c. 86 s.9	Misd		1 year				
Yes		St. 2002, c. 216 s.3			CITY OF LOWELL, BILL APPROVAL	Misd.		1 year				

115     Section 4. (a) Certain offenses, broadly defined to encompass a  
116 wide range of behavior, are placed at more than one offense seri-  
117 ousness level in the master crime list. These offenses are identi-  
118 fied by a staircased notation on the master crime list based on the  
119 following considerations:—

120     (1) Voluntary manslaughter is a level 8 offense. Involuntary  
121 manslaughter is a level 6 offense. Manslaughter in violation of the  
122 second sentence of section 13 Chapter 265 is a level 8 offense.

123     (2) Assault and battery by means of a dangerous weapon in vio-  
124 lation of section 15A of chapter 265 is ranked according to the  
125 degree of injury to the victim as follows:—

126         (i) Assault and battery by means of a dangerous weapon is a  
127 level 6 offense where there is serious bodily injury as defined in  
128 section 15A of chapter 265.

129         (ii) Assault and battery by means of a dangerous weapon is a  
130 level 5 offense where there is no serious bodily injury as so  
131 defined is a level 4 offense.

132         (3) Armed robbery in violation of section 17 of chapter 265 is a  
133 level 7 offense where there is a display of a gun. Any other violation  
134 of section 17 of chapter 265 is a level 6 offense with the exception of  
135 certain violations of said section 17 of said chapter 265 that are sub-  
136 ject to the provisions of subsection (b) of section 4.

137         (4) Breaking and entering in violation of sections 16 to 18,  
138 inclusive, of chapter 266 is a level 6 offense where the breaking  
139 and entering involves a dwelling and the offender is armed.  
140 Breaking and entering is a level 5 offense where the crime  
141 involves a dwelling and the offender is not armed, or where the  
142 crime does not involve a dwelling and the offender is armed.  
143 Breaking and entering a level 3 offense where the crime does not  
144 involve a dwelling and the offender is not armed. Misdemeanor  
145 breaking and entering, section 16A of chapter 266, is a level 2  
146 offense.

147         (5) Certain property offenses are ranked according to the value  
148 of property lost or destroyed as follows:—

149         (i) Where the value of the property lost or destroyed is  
150 \$250,000 or more, the offense is a level 6 offense.

151         (ii) Where the value of the property lost or destroyed is  
152 between \$50,000 and \$250,000 the offense is a level 5 offense.

153         (iii) Where the value of the property lost or destroyed is  
154 between \$10,000 and \$50,000, the offense is a level 4 offense.

155 (iv) Where the value of the property lost or destroyed is  
156 \$10,000 or under, the offense is a level 3 offense.

157 In determining the appropriate offense seriousness level for a  
158 staircased offense, the judge may consider any evidence received  
159 during the proceedings, any victim impact statement, any presen-  
160 tence report when the judge requests one, and, any other informa-  
161 tion that the judge deems credible.

162 (b) When a statute provides for a more severe penalty upon a  
163 second and subsequent conviction for an offense, the second or  
164 subsequent offense is elevated 1 level on the offense seriousness  
165 scale on the master crime list. Where the offense is at level 8, the  
166 offender shall be moved over 1 cell to the right to the next more  
167 serious criminal history group in the grid. When a defendant is  
168 charged as a second or subsequent offender under the relevant  
169 statute, the prior conviction or convictions that served as the basis  
170 for the second or subsequent charge shall not be counted in deter-  
171 mining criminal history placement on the grid. Offenses that are  
172 subject to a more severe penalty for second and subsequent con-  
173 viction are so designated in the master crime list.

174 (c) The factors affecting offenses staircased herein are sen-  
175 tencing factors and are not intended to increase the maximum sen-  
176 tence for any staircased offense.

177 Section 5. There are 5 criminal history groups on the horizontal  
178 axis of the sentencing guidelines grid as follows:—

179 (a) Criminal history group A, no/minor record, refers to a crim-  
180 inal record that contains no prior predicate offenses of any kind;  
181 or, 1 to 3 prior predicate offenses in any combination for offenses  
182 in levels 1 or 2.

183 (b) Criminal history group B, moderate record, refers to a crim-  
184 inal record that contains 4 or more prior predicate offenses in any  
185 combination for offenses in level 1 or 2; or, 1 or 2 prior predicate  
186 offenses in any combination for offenses in level 3 or 4.

187 (c) Criminal history group C, serious record, refers to a crim-  
188 inal record that contains 3 to 5 prior predicate offenses in any  
189 combination for offenses in level 3 or 4; or, 1 prior predicate  
190 offense for offenses in level 5 or 6.

191 (d) Criminal history group D, violent or repetitive record, refers  
192 to a criminal record that contains 6 to 8 prior predicate offenses in  
193 any combination for offenses in level 3 or 4; or, 2 to 4 prior predi-

194 cate offenses in any combination for offenses in level 5 or 6; or, 1  
195 prior predicate offense for offenses in level 7 to 9, inclusive.

196 (e) Criminal history group E, serious violent or serious repeti-  
197 tive record, refers to a criminal record that contains 9 or more  
198 prior predicate offenses for offenses in level 3 or 4; or, 5 or more  
199 prior predicate offenses for offenses in level 5 or 6; or, 2 or more  
200 prior predicate offenses in any combination for offenses in level 7  
201 to 9, inclusive.

202 Section 6. In determining placement in the appropriate criminal  
203 history group on the sentencing guidelines grid, the following pro-  
204 visions shall apply:—

205 (a) Only those prior offenses which resulted in a predicate  
206 offense shall be counted for criminal history placement on the  
207 sentencing guidelines grid. All predicate offenses that occurred  
208 prior to the present sentencing event shall be counted for criminal  
209 history placement on the sentencing guidelines grid. The offense  
210 seriousness level of each prior predicate offense shall be deter-  
211 mined by reference to the version of the master crime list in effect  
212 at the time of the sentencing event for the present offense.

213 (b) Multiple prior predicate offenses arising from the same  
214 criminal conduct shall be counted as one prior predicate offense,  
215 based on the most serious offense. There shall be a rebuttable pre-  
216 sumption that multiple prior predicate offenses that have the same  
217 arraignment date shall be counted as 1 prior predicate offense,  
218 based on the most serious offense. Multiple convictions with the  
219 same arraignment date may each be counted separately for pur-  
220 poses of criminal history placement on the sentencing guidelines  
221 grid where each such predicate offense is not part of the same  
222 criminal conduct. Multiple predicate offenses with different  
223 arraignment dates may be counted as a single predicate offense for  
224 purposes of criminal history placement on the sentencing guide-  
225 lines grid where each such predicate offense was part of the same  
226 criminal conduct.

227 (c) Adjudications of delinquency for offenses classified in  
228 offense seriousness levels 5 through 9, inclusive, on the master  
229 crime list shall be considered as convictions of the offenses  
230 involved and counted for purposes of criminal history. Adjudica-  
231 tions of delinquency for offenses classified below level 5 shall not  
232 be counted for purposes of aggravating factor for departure from

233 the sentencing guidelines range. Any continuance without a  
234 finding may be considered in evaluating mitigating circumstances  
235 pursuant to Section 7(b)(1)(A)(7) or aggravating circumstances  
236 pursuant to Section 7(b)(1)(B)(8).

237 (d) Prior convictions in federal and other jurisdictions shall be  
238 counted for criminal history purposes. The offense of prior con-  
239 viction shall be assigned to the same offense seriousness level as  
240 the Massachusetts offense in the master crime list with the same  
241 or substantially the same elements.

242 (e) Where the prior conviction is a staircased offense and the  
243 offense seriousness level of the staircased offense is not apparent  
244 from the criminal record, there is a rebuttable presumption that the  
245 prior conviction is in the lowest staircased level for that offense in  
246 the master crime list.

247 (f) The judge shall decide any material contested issues relating  
248 to criminal history.

249 Section 7. Sentencing pursuant to the sentencing guidelines  
250 grid shall be based on the offense or offenses of conviction and  
251 the criminal history of the defendant. The offense seriousness  
252 level for each offense of conviction shall be determined from the  
253 master crime list. The appropriate level of staircased offenses  
254 shall be determined by taking into account the relevant stircasing  
255 factors set forth herein. The number and types of prior convictions  
256 shall be determined in accordance with section 5 of this chapter to  
257 determine the appropriate criminal history group for the offender.  
258 The sentencing guidelines range shall be determined by identi-  
259 fying that grid cell where the seriousness level of the governing  
260 offense on the vertical axis intersects with the classification of the  
261 criminal history group on the horizontal axis.

262 (a) The sentencing judge may impose a sentence to incarcera-  
263 tion within the sentencing guidelines range by imposing a max-  
264 imum sentence from within the guideline range of the appropriate  
265 grid cell. Unless otherwise noted herein, the minimum sentence  
266 will always be two-thirds of the maximum sentence and will  
267 establish the initial parole eligibility date. The sentencing judge  
268 shall state both the maximum sentence and the parole eligibility  
269 date at the time of sentencing. This applies to all sentences of  
270 incarceration of 2 months or longer to houses of correction and all  
271 sentences to the state prison. Where the maximum sentence of

272 incarceration to a house of correction is less than 2 months, the  
273 minimum sentence need not be two-thirds of the maximum sen-  
274 tence. Where the maximum sentence is selected from the guide-  
275 line range in the applicable grid cell, the sentence will be within  
276 the guidelines and no written explanation is necessary.

277 (b) The sentencing judge may not impose a sentence above or  
278 below the sentencing guidelines range unless the court finds, at  
279 the time of sentencing, by a preponderance of the evidence, that  
280 one or more aggravating or mitigating circumstances exist as pro-  
281 vided in this chapter and that those circumstances constitute sub-  
282 stantial and compelling reasons for departure. The sentencing  
283 judge shall set forth in writing reasons for departing from that  
284 range on a sentencing statement, consistent with the provisions of  
285 subsection (h) of chapter 211E. In imposing a sentence of incar-  
286 ceration that departs from the sentencing guidelines range, the  
287 minimum sentence shall be two-thirds of the maximum sentence,  
288 unless the maximum sentence is for 2 months or less. A sentence  
289 that departs below the sentencing guidelines range may include a  
290 sentence to any lesser term of incarceration or any intermediate  
291 sanction. Notwithstanding any other provision of law, it shall not  
292 constitute a departure for a judge to impose the statutory max-  
293 imum sentence on any defendant in Criminal History Group E.

294 The judge may, but shall not be required, to conduct a hearing  
295 in determining aggravating or mitigating factors.

296 (1) The following lists mitigating and aggravating circum-  
297 stances shall guide departures from the sentencing guidelines  
298 range. The presence of any such circumstance may warrant depar-  
299 ture from the sentencing guidelines range. In determining mitiga-  
300 tion or aggravation, the judge may consider any evidence received  
301 during the proceedings; any victim impact statement; any presen-  
302 tence report, when the judge requests one; and any other informa-  
303 tion that the judge deems credible.

304 (A) The exclusive list of mitigating circumstances is as  
305 follows:-

306 (1) The defendant was not the organizer or the instigator of the  
307 criminal activity.

308 (2) The defendant was suffering from a mental or physical con-  
309 dition that significantly reduced the culpability of the defendant  
310 for the offense.

311     (3) The victim was an initiator, aggressor, or provoker of the  
312 offense.

313     (4) The sentence was imposed in accordance with a jointly  
314 agreed recommendation.

315     (5) The age of the defendant at the time of the offense.

316     (6) The defendant verifies current involvement in, or successful  
317 completion of, a substance abuse or other treatment program that  
318 began after the date of the offense.

319     (7) The criminal history group does not adequately reflect the  
320 nature and extent of the defendant's prior criminal conduct.

321     (8) Extraordinary circumstances and facts, not listed in factors  
322 1-7, exist that diminish the defendant's culpability or the gravity  
323 of the offense.

324     (B) The exclusive list of aggravating circumstances is as  
325 follows:—

326       (1) The victim was especially vulnerable due to age or physical  
327 or mental disability.

328       (2) The victim was treated with particular cruelty.

329       (3) The defendant used position or status to facilitate commis-  
330 sion of the offense, such as a position of trust, confidence or fidu-  
331 ciary relationship.

332       (4) The defendant was a leader in the commission of an offense  
333 involving two or more criminal actors.

334       (5) The defendant committed the offense while on probation, on  
335 parole, or during escape.

336       (6) The defendant has committed repeated offenses against the  
337 same victim or there are multiple victims.

338       (7) The sentence was imposed in accordance with a jointly  
339 agreed recommendation.

340       (8) The criminal history group does not adequately reflect the  
341 nature and extent of the defendant's prior criminal conduct.

342       (9) Extraordinary circumstances facts, not listed in factors 1-7,  
343 exist that exacerbate the defendant's culpability or the gravity of  
344 the offense.

345     (c) When a defendant is convicted of multiple offenses arising  
346 out of the same criminal conduct, the judge may impose concur-  
347 rent or consecutive sentences, subject to the following provisions.

348     The judge shall impose a consecutive sentence when the imposi-  
349 tion of a consecutive sentence is required by the terms of the

350 statute pertaining to a particular offense. The judge may impose  
351 concurrent or consecutive sentences of incarceration in the house  
352 of correction or the state prison for each offense where such incar-  
353 ceration is permitted by law, subject to the following limitation.  
354 The judge may impose consecutive sentences to the state prison or  
355 the house of correction by selecting a sentence from the guidelines  
356 range in the applicable grid cell for each offense to be sentenced  
357 consecutively. Any sentence imposed as concurrent or consecutive  
358 to a governing offense may be for a period of incarceration, or for  
359 a period of probation, which is less than the lower limit of the sen-  
360 tencing guidelines range contained in the applicable grid cell or  
361 for any level of intermediate sanction, without constituting a  
362 departure from the sentencing guidelines.

363 When a defendant is convicted of multiple offenses which arise  
364 out of the same criminal conduct and there is a single or no  
365 victim, the total of the consecutive sentence imposed may not  
366 exceed the upper limit range of the sentencing guidelines range in  
367 the grid cell of the governing offense. Where the total exceeds the  
368 upper limit, it shall be considered a departure from the guidelines  
369 and the judge is required to provide written reasons.

370 When a defendant is convicted of multiple offenses which arise  
371 out of the same criminal conduct and there are multiple victims,  
372 the total of the consecutive sentence imposed may not exceed two  
373 times the upper limit range of the sentencing guidelines range in  
374 the grid cell of the governing offense. Where the total exceeds two  
375 times the upper limit, it shall be considered a departure from the  
376 guidelines and the judge is required to provide written reasons.

377 Any court which accepts a plea of guilty or an admission to suf-  
378 ficient facts, to a criminal offense, and the term of incarceration  
379 for that offense is subject to a period of postincarceration supervi-  
380 sion pursuant to section seventeen of chapter 211G, shall inform  
381 the defendant who is offering the plea, prior to acceptance, that  
382 such plea shall result in the defendant being subject to post-con-  
383 viction supervision under the provision of that section.

384 Failure to inform the defendant that his plea may result in his  
385 being subject to postincarceration supervision under the provi-  
386 sions of that section shall not be grounds to vacate or invalidate  
387 the plea.

388     Section 8. Sentencing guidelines for offenses with mandatory  
389 minimum terms are as follows:—

390     (a) No departures below the mandatory minimum sentences for  
391 firearms offenses in violation of paragraph (a), (c) or (d) of  
392 section 10 or section 10E of chapter 269 are permitted. These enu-  
393 merated mandatory firearms offenses are not integrated into the  
394 guidelines grid. The sentencing guidelines for these mandatory  
395 firearms offenses are the mandatory sentencing provisions of the  
396 existing statutes. The minimum term of incarceration shall be no  
397 less than the mandatory minimum sentence provided in said para-  
398 graph (a), (c) or (d) of said section 10 or said section 10E of said  
399 chapter 269. The sentencing judge is required to impose a min-  
400 imum and a maximum sentence, but the minimum sentence need  
401 not be two-thirds of the maximum. For purposes of determining  
402 the criminal history group for a defendant with prior mandatory  
403 firearms convictions, the master crime list provides the offense  
404 seriousness level corresponding to the sentencing guidelines grid  
405 for each firearms offense with a mandatory minimum sentence.

406     (b) For purposes of this chapter, operating under the influence  
407 offenses refer to offenses enumerated in the second paragraph of  
408 section 23 of chapter 90, subparagraph (1) of paragraph (a) of sub-  
409 division (1) of section 24 of said chapter 90, and subparagraph (A)  
410 of paragraph (1) of subsection (a) of section 8 of chapter 90B.

411     No departures below any mandatory minimum sentences for  
412 operating under the influence offenses are permitted.

413     These operating under the influence offenses are not integrated  
414 into the guidelines grid.

415     The sentencing guidelines for these operating under the influence  
416 offenses are the mandatory sentencing provisions of the existing  
417 statutes. The minimum term of incarceration shall be no less than  
418 any mandatory minimum sentence provided in said subparagraph (1)  
419 of paragraph (a) of subdivision (1) of said section 24 of said chapter  
420 90 and said subparagraph (A) of paragraph (1) of subsection (a) of  
421 said section 8 of said chapter 90B. The sentencing judge is required  
422 to impose a minimum and a maximum sentence, but the minimum  
423 sentence need not be two-thirds of the maximum.

424     For purposes of determining the criminal history group for a  
425 defendant with prior convictions for operating under the influence  
426 offenses, the master crime list provides the offense seriousness  
427 level for each operating under the influence offense.

428 Nothing in this section shall be found to prohibit a sentence  
429 pursuant to subparagraph (4) of said paragraph (a) of said subdivi-  
430 sion (1) of said section 24 of said chapter 90 or said subpara-  
431 graph (A) of paragraph (3) of said subsection (a) of said section 8  
432 of said chapter 90B.

433 (c) Offenses in violation of the controlled substances act.

434 (1) Notwithstanding any other provision of law, in the case of  
435 an offense under paragraph

436 (c) of section 32A and section 32J of chapter 94C, the court  
437 may impose a sentence pursuant to the sentencing guidelines  
438 without regard to any mandatory minimum sentence that might  
439 otherwise apply, if the court finds at sentencing that the following  
440 mitigating circumstances apply. The following is the exclusive list  
441 of mitigating conditions:—

442 (1) the criminal history of the defendant falls in criminal his-  
443 tory group A or B in the sentencing guidelines grid;

444 (2) the defendant has no prior drug distribution and trafficking  
445 convictions;

446 (3) the defendant did not use violence or credible threats of vio-  
447 lence or possess a firearm or other dangerous weapon, or induce  
448 another participant to do so, in connection with the offense;

449 (4) the offense did not result in the death or serious bodily  
450 injury to any person;

451 (5) the defendant is a minor participant in the manufacture, dis-  
452 tribution or sale of controlled substances;

453 (6) the defendant is not charged with an offense involving  
454 minors.

455 The burden shall be on the defendant to prove the above miti-  
456 gating conditions. The sentencing judge must find that these miti-  
457 gating conditions constitute a substantial and compelling reason to  
458 depart from a mandatory minimum sentence in this case. The  
459 commonwealth must be provided notice, the opportunity to be  
460 heard, and the right to appeal. The departure hearing will be con-  
461 ducted after conviction has been entered, after trial or a plea.

462 The judge may not depart below the sentencing guidelines after  
463 he has departed from the mandatory minimum scheme. If the  
464 appropriate grid cell contains a sentencing option of incarceration  
465 or intermediate sanctions, the court must impose incarceration,

466 except that the court may impose a sentence to intermediate sanc-  
467 tions in grid cells 4A, 4B, and 5A.

468 The statute will not apply to any crime committed before the  
469 date that the guidelines become effective.

470 Where the judge departs below the mandatory minimum sen-  
471 tence and imposes an incarceration sentence within the guidelines  
472 range, the minimum sentence shall be two-thirds of the maximum  
473 sentence; the defendant shall be eligible for parole at the expira-  
474 tion of the minimum sentence; and, the defendant shall be eligible  
475 for earned good time, work release, and other pre-release pro-  
476 grams deemed appropriate by the correctional authority with cus-  
477 todly responsibility, notwithstanding the provisions of section 32H  
478 of chapter 94C.

479 Where the judge does not depart below the mandatory min-  
480 imum sentence the minimum sentence need not be two-thirds of  
481 the maximum.

482 (2) Notwithstanding any other provision of law, in the case of  
483 all other offenses under c.94C, defendants shall be eligible for  
484 parole at the expiration of two-thirds of the minimum sentence  
485 imposed if the court finds at sentencing that all of the following  
486 mitigating circumstances apply. The defendant shall also be eli-  
487 gible for earned good time, work release, and other pre-release  
488 programs deemed appropriate by the correctional authority with  
489 custodial responsibility, notwithstanding the provisions of section  
490 32H of chapter 94C.

491 The following is the exclusive list of mitigating conditions:—

492 (1) the criminal history of the defendant falls in criminal his-  
493 tory group A or B in the sentencing guidelines grid;

494 (2) the defendant has no prior drug distribution and trafficking  
495 convictions;

496 (3) the defendant did not use violence or credible threats of vio-  
497 lence or possess a firearm or other dangerous weapon, or induce  
498 another participant to do so, in connection with the offense;

499 (4) the offense did not result in the death or serious bodily  
500 injury to any person;

501 (5) the defendant is a minor participant in the manufacture, dis-  
502 tribution or sale of controlled substances;

503 (6) the defendant is not charged with an offense involving  
504 minors.

505     The burden shall be on the defendant to prove the above mitigating conditions. The sentencing judge must find that these mitigating conditions constitute a substantial and compelling reason to depart from a mandatory minimum sentence in this case. The commonwealth must be provided notice, the opportunity to be heard, and the right to appeal. The departure hearing will be conducted after conviction has been entered, after trial or a plea.

512     (d) Sentencing for any other crime that provides for a mandatory minimum sentence shall be pursuant to the mandatory provisions for that offense. To the degree that these offenses are included in the master crime list, it is for the purposes of calculating criminal history group only. They shall not be deemed to be guideline sentences. The minimum term of incarceration shall be no less than the mandatory minimum sentence provided in the statutes enumerated in this paragraph. The sentencing judge is required to impose a minimum and a maximum sentence, but the minimum sentence need not be two-thirds of the maximum.

522     The defendant shall be eligible for parole at the expiration of the minimum sentence. The defendant shall not be eligible for earned good time, work release, and other pre-release programs deemed appropriate by the correctional authority with custody responsibility, until the defendant has served the mandatory minimum sentence. At the time of sentencing, the judge shall impose a period of post incarceration supervision, as provided in section 5 of chapter 211E.

530     (e) For those offenses with a statutory minimum sentence, it shall not be considered a departure for the judge to impose a sentence within the sentencing guidelines range, even though the sentence may be below the statutory minimum sentence. Where the statutory minimum sentence exceeds the sentencing guidelines range, the imposition of the statutory minimum sentence shall not constitute a departure from the sentencing guidelines.

537     Section 9. A judge may not impose a sentence that exceeds the statutory maximum.

539     Notwithstanding any other provision of law, it shall not constitute a departure for a judge to impose a sentence up to the statutory maximum sentence on any defendant in Criminal History Group E.

543     Section 10. When a district or municipal court judge is  
544     imposing a sentence and the sentencing guidelines range in the  
545     applicable grid cell exceeds the district and municipal court sen-  
546     tencing jurisdiction of two and one-half years, the sentencing  
547     guidelines range shall be an incarceration zone range of 20 to 30  
548     months and it shall not constitute a departure from the sentencing  
549     guidelines for a district or municipal court judge to impose a sen-  
550     tence of incarceration from within the 20 to 30 month sentencing  
551     guidelines range.

552     Section 11. Guidelines for sentencing to intermediate sanctions,  
553     as defined in section 1 of chapter 211F, are integrated into the sen-  
554     tencing guidelines grid in the discretionary zone or the interme-  
555     diate sanctions zone as described in section 2.

556     There are 4 levels of intermediate sanctions consistent with the  
557     severity of the restrictions on personal liberty and the intensity of  
558     supervision. The 4 levels of intermediate sanctions are integrated  
559     as follows:—

560       (1) Level 1, financial accountability, which represents the level  
561     of restriction and accountability that is typically associated with  
562     administrative probation. It is primarily designed to monitor the  
563     timely payment of restitution, fines, victim/witness fees, and the  
564     like, by the offender.

565       (2) Level 2, standard probation supervision, under which the  
566     offender is subject to weekly accountability of his whereabouts.  
567     This represents the level of restriction and accountability that is  
568     typically associated with standard probation supervision.

569       (3) Level 3, daily accountability, under which the offender is  
570     subject to daily accountability of his whereabouts. Level 3 sanc-  
571     tions may include, but are not limited to, electronic monitoring,  
572     daily reporting, reporting on demand, special curfew supervision,  
573     and intensive probation supervision. This represents the level of  
574     restriction and accountability that falls in between 24 hour restric-  
575     tion and standard probation.

576       (4) Level 4, 24 hour restriction, under which the defendant is  
577     subject to 24 hour restriction and accountability of his where-  
578     abouts. Level 4 sanctions may include, but are not limited to, a  
579     placement in a halfway house, inpatient alcohol and drug treat-  
580     ment facility, home confinement, electronic monitoring and daily

581 reporting. This represents the maximum level or restriction and  
582 accountability short of incarceration.

583 A sentence to an intermediate sanction shall be imposed as a  
584 condition of probation, consistent with the provisions of para-  
585 graph (c) of section 3 of chapter 211F. Conditions of probation,  
586 including, but not limited to, random drug and alcohol testing,  
587 substance abuse counseling, financial restitution and the payment  
588 of fines are available at every level. The length of the probation  
589 period that may be imposed upon conviction shall be consistent  
590 with the provisions of section 87 of chapter 276. The sentencing  
591 judge shall specify the intermediate sanction level. The super-  
592 vising probation officer has the discretion to move a probation  
593 down in level or levels in appropriate circumstances, without judi-  
594 cial consultation, consistent with any special conditions or dura-  
595 tion of probation specified by the judge. A reduction in the  
596 intermediate sanction level by a probation officer shall not go  
597 below the guideline levels set forth in the grid cell in which the  
598 offender was sentenced.

599 Section 12. The sentencing guidelines do not apply to a proba-  
600 tion revocation hearing. In imposing a sentence at a probation  
601 revocation hearing, the judge has the discretion to impose any  
602 sentence up to the statutory maximum. When imposing a sentence  
603 of incarceration, the judge shall impose both a minimum sentence  
604 and a maximum sentence and the minimum sentence must be two-  
605 thirds of the maximum sentence.

606 Section 13. A sentence to a house of correction shall not be sus-  
607 pended in whole, but a sentence to a house of correction may be  
608 suspended in part to permit the imposition of a split sentence. In  
609 imposing a split sentence, a judge shall impose a minimum and a  
610 maximum term as provided by paragraph (a) of section 6 and shall  
611 specify the period of incarceration to be served in the house of  
612 correction. The judge shall also specify the term of probation to  
613 be served subsequent to the period of incarceration.

614 Section 14. When appropriate, a judge shall order fines or resti-  
615 tution or both as part of any sentence. Restitution to the victim  
616 shall be a priority of the judge at the time of sentencing, regard-  
617 less of whether the offender is incarcerated.

618 Section 15. In sentencing a defendant after trial or after accep-  
619 tance of a guilty plea pursuant to either Rule 12 of the Rules of

620 Criminal Procedure or Rule 4(c) of the District/Municipal Court  
621 Rules of Criminal Procedure, the court shall comply with the pro-  
622 visions of Rule 28 of the Massachusetts Rules of Criminal Proce-  
623 dure. The judge shall allow both parties to be heard at sentencing  
624 on all sentencing issues. In determining the sentence, the judge  
625 may rely on any evidence received during the proceedings; any  
626 victim impact statement; any presentence report, when the judge  
627 requests one; and, any other information the judge deems credible.  
628 A sentencing statement shall be completed in accordance with  
629 paragraph (h) of section 3 of chapter 211E for each defendant  
630 being sentenced. The sentencing judge shall sign the completed  
631 sentencing statement and a copy shall be submitted to the Sen-  
632 tencing Commission as provided in paragraph (h) of said section 3  
633 of said chapter 211E.

634 Section 16. The defendant or the commonwealth may appeal a  
635 sentence imposed pursuant to sentencing guidelines, to the extent  
636 an appeal is permitted in accordance with the provisions of section  
637 4 of chapter 211E. Neither costs nor attorney's fees may be  
638 assessed against the Office of the Attorney General or a district  
639 attorney's office in connection with a trial or appeal of a sentence.

1 SECTION 2. Section 3 of chapter 211E of the General Laws, as  
2 so appearing, is hereby amended by striking out lines 5-18 and  
3 inserting in place thereof the following:— (2) The sentencing  
4 guidelines shall be used by the district and superior courts of the  
5 commonwealth, and the Boston municipal court, in imposing a  
6 sentence in every criminal court.

1 SECTION 3. Said section 3 of said chapter 211E, as so  
2 appearing, is hereby further amended by striking out lines 27-61.

1 SECTION 4. Said section 3 of said chapter 211E, as so  
2 appearing, is hereby amended by inserting after line 89 the  
3 following:—

4 The commission shall act consistently with the need for flexi-  
5 bility, expeditious administration, case-flow management and  
6 resources of the trial court departments in drafting amendments to  
7 the sentencing guidelines. The commission shall assure that  
8 amendments to the sentencing guidelines are neutral as to the

9 race, sex, national origin, creed, religion and socio-economic  
10 status of offenders. For every new criminal offense enacted under  
11 the laws of the commonwealth, the commission shall propose  
12 amendments to the guidelines that establish: (A) the circum-  
13 stances, if any, under which the imposition of intermediate sanc-  
14 tions may be proper; (B) intermediate sanction for those whom  
15 imprisonment may not be appropriate; and (C) a target sentence  
16 for offenders for whom an intermediate sanction may not be  
17 appropriate based on a combination of reasonable offense and  
18 offender characteristics for each offense, and the adequacy of the  
19 commonwealth's criminal justice and public safety resources.

1 SECTION 5. Said section 3 of said chapter 211E, as so  
2 appearing, is hereby amended by striking out lines 90-120.

1 SECTION 6. Said section 3 of said chapter 211E, as so  
2 appearing, is hereby amended by striking out lines 121-132.

1 SECTION 7. Said section 3 of said chapter 211E, as so  
2 appearing, is hereby amended by striking out lines 159-168 and  
3 inserting in place thereof the following:— for every sentence  
4 imposed.

1 SECTION 8. Subsection (f) of section 3 of said chapter 211E,  
2 as so appearing, is hereby amended by adding the following sen-  
3 tence:— The commission shall not later than June 1st and annu-  
4 ally thereafter report its determination of the type and amount of  
5 correctional resources needed and the analysis resulting in such  
6 determination to the aforementioned persons, the house and senate  
7 committees on ways and means and the joint committee on crim-  
8 inal justice.

1 SECTION 9. Section 4 of said chapter 211E, as so appearing, is  
2 hereby amended by deleting said section in its entirety, and  
3 inserting in place thereof the following:—

4 Section 4. (a) A defendant may file a notice of appeal for  
5 review of an otherwise final sentence that imposes a period of  
6 incarceration if:

7 (1) the sentence was imposed in violation of law; or

- 8       (2) the sentence was imposed as a result of an incorrect place-  
9 ment in the sentencing grid; or  
10      (3) the departure upward from the applicable guideline range  
11 was not supported by the established existence that one or more  
12 aggravating circumstances existed and that such circumstances  
13 constituted substantial and compelling reasons for departure; or  
14      (4) the sentence was imposed for an offense for which there is  
15 no sentencing guideline and is plainly unreasonable.
- 16      (b) The commonwealth may appeal an otherwise final sentence  
17 that imposes a period of incarceration if:
- 18       (1) the sentence was imposed in violation of law; or  
19       (2) the sentence was imposed as a result of an incorrect place-  
20 ment in the sentencing grid; or  
21       (3) the departure downward from the applicable guideline range  
22 was not supported by the established existence that one or more  
23 mitigation circumstances existed and that such circumstances con-  
24 stituted substantial and compelling reasons for departure; or  
25       (4) the sentence was imposed for an offense for which there is  
26 no sentencing guideline and is plainly unreasonable.
- 27      (c) In the case of a plea agreement entered into pursuant to Rule  
28 12 of the Massachusetts Rule of Criminal Procedure:
- 29       (1) if a defendant may not appeal a sentence unless the sentence  
30 imposed is greater than the sentence prescribed by the sentencing  
31 guidelines; and  
32       (2) the commonwealth may not appeal a sentence unless the  
33 sentence imposed is less than the sentence prescribed than the sen-  
34 tencing guidelines.  
35       (3) a sentence imposed by the court in accordance with the rec-  
36 ommendation of either the defendant or the commonwealth may  
37 not be appealed by the party which made the recommendation;  
38 and a sentence imposed in accordance with a jointly-agreed rec-  
39 ommendation may not be appealed by either the defendant or the  
40 commonwealth.  
41      (d) Appeals from sentences imposed under the sentencing  
42 guidelines shall be conducted in accordance with the Massachu-  
43 sets Rules of Appellate Procedure.  
44      (e) If imprisonment is imposed, the entry of an appeal under the  
45 provisions of this section shall not stay the execution of the sen-  
46 tence unless the judge imposing it, upon a showing of a reason-

47 able likelihood of success, finds that execution of the sentence  
48 should be stayed pending final determination of the appeal.

49 (f) The provisions of section 28A and 28B of chapter 278 of the  
50 General Laws shall not apply to any offense committed on or after  
51 the effective date of this chapter.

1 SECTION 10. Chapter 211E of the General Laws, as so appear-  
2 ing, is hereby amended by adding the following:—

3 Section 5. Post-Incarceration Supervision. For all sentences to  
4 incarceration where the maximum sentence within the sentencing  
5 range is for a period of twelve months or more which are imposed  
6 in accordance with the sentencing guidelines as established in this  
7 chapter, including minimum mandatory sentences, there shall be  
8 imposed a period of post-incarceration supervision. The period of  
9 post-incarceration supervision shall be imposed as follows: a  
10 period of six months for a sentence with a maximum term greater  
11 than or equal to twelve months but less than thirty months; a  
12 period of twelve months for a sentence with a maximum greater  
13 than or equal to thirty months but less than sixty months; a period  
14 of twenty-four months for a sentence with a maximum term  
15 greater than or equal to sixty months. The total term of incarcera-  
16 tion for the offense plus any additional commitment for a viola-  
17 tion of a condition of post-incarceration supervision that does not  
18 otherwise constitute a new offense, shall not be greater than the  
19 maximum term fixed by statute for the governing offense. During  
20 the period of post-incarceration supervision, the prisoner shall be  
21 subject to the supervision of the Parole Board under such terms  
22 and conditions as established by the Board.

23 The post-incarceration supervision period shall be deemed  
24 completed if the prisoner completes the sentence to incarceration  
25 while on parole, if the prisoner is granted a certificate of termina-  
26 tion of sentence pursuant to G.L. c. 127, section 130A, if the pris-  
27 oner is subject upon release from custody to lifetime parole  
28 pursuant to section 133C of chapter 127, or if upon completion of  
29 the sentence the prisoner is immediately committed to a sentence  
30 of incarceration, to the custody of any other state or federal  
31 authority, or to the custody of immigration authorities. The post-  
32 incarceration supervision shall be stayed for any period the pris-  
33 oner is in custody pursuant to any order of custody under chapter

34 123A. The post-incarceration supervision period shall be deemed  
35 completed upon commitment pursuant to section 14 of chapter  
36 123A. In all other circumstances, the period of post-incarceration  
37 supervision shall commence upon discharge from the sentence.

38 During the period of post-incarceration supervision, the pris-  
39 oner shall be subject to the jurisdiction of the parole board in  
40 accordance with section 130 of chapter 127. The prisoner may be  
41 supervised in another jurisdiction in accordance with sections  
42 151A through 151L of chapter 127 and shall be considered to be  
43 on parole for the purposes of such supervision. After a hearing  
44 and for good cause, the parole board may terminate the period of  
45 post-incarceration supervision at any time before completion.

46 An individual who violates a condition of post-incarceration  
47 supervision shall be subject to the provisions of section 149 of  
48 chapter 127. Upon a first violation, the prisoner may be incarcera-  
49 ted for a period no greater than two months or the maximum  
50 remaining period of post-incarceration supervision, whichever is  
51 less, if such violation does not otherwise constitute a criminal  
52 offense. Upon a second violation, the prisoner may be incarcera-  
53 ted for a period no greater than six months or the maximum  
54 remaining period of post-incarceration supervision, whichever is  
55 less, if such violation does not otherwise constitute a criminal  
56 offense. Upon a third or subsequent violation the prisoner, may be  
57 incarcerated for a period no greater than twelve months or the  
58 maximum remaining period of post-incarceration supervision,  
59 whichever is less, if such violation does not otherwise constitute a  
60 criminal offense. If such violation otherwise constitutes a criminal  
61 offense, said period of incarceration shall be served on and after  
62 any sentence received for commission of the new offense. In the  
63 event that the prisoner has been convicted of more than one  
64 offense, post-incarceration supervision may be imposed if the  
65 maximum sentence on all offenses has not been served.

66 Notwithstanding Section 23 of Chapter 279, where the defen-  
67 dant is sentenced to the house of correction, the total term of  
68 incarceration for any offense plus any additional commitment for  
69 violation of a condition or conditions of post-incarceration super-  
70 vision pursuant to section 17 of chapter 211G shall not exceed the  
71 longest term fixed by law for the punishment of the crime of  
72 which the prisoner has been convicted or if the defendant is

73 serving a sentence after being convicted of only one offense, two  
74 and one-half years, whichever is less.

1 SECTION 11. Section 32H of chapter 94C, as appearing in  
2 the 2002 Official Edition, is hereby amended by striking out, in  
3 line 13, the word “parole,” and is hereby further amended by  
4 inserting at the end of said section the following paragraph:—

5 Notwithstanding any general or special law to the contrary, a  
6 person convicted of violating subsection (c) of section 32A, para-  
7 graphs (2), (3) and (4) of subsection (a) of section 32E, paragraphs  
8 (1), (2), (3) and (4) of subsection (b) of section 32E, paragraphs (1),  
9 (2), (3) and (4) of subsection (c) of sections 32E and 32J of chap-  
10 ter 94C of the General Laws shall be eligible for parole after  
11 serving two-thirds of the maximum term of imprisonment  
12 imposed to a state prison or after serving one-half of the max-  
13 imum term of imprisonment imposed to a house of correction if  
14 the court finds at sentencing that all of the following mitigating  
15 circumstances apply. The defendant shall also be eligible for  
16 earned good time, work release, and other pre-release programs  
17 deemed appropriate by the correctional authority with custodial  
18 responsibility, notwithstanding the provisions of section 32H of  
19 chapter 94C.

20 Notwithstanding the provisions of subsection (c) of section  
21 32A, paragraphs (2), (3) and (4) of subsection (a) of section 32E,  
22 paragraphs (1), (2), (3) and (4) of subsection (b) of section 32E,  
23 paragraphs (1), (2), (3) and (4) of subsection (c) of sections 32E  
24 and 32J of chapter 94C of the General Laws, or any other general  
25 or special law to the contrary, persons serving mandatory min-  
26 imum sentences in a state prison or house of correction for viola-  
27 tions of the above referenced sections as of January 1, 2006 shall  
28 be eligible for parole after serving two-thirds or one-half of the  
29 maximum sentence imposed respectively; provided however, that  
30 such defendant seek review of his sentence and the court finds  
31 that at the time the defendant was sentenced all of the following  
32 mitigating circumstances applied.

33 The following is the exclusive list of mitigating conditions:—  
34 (1) the criminal history of the defendant falls in criminal his-  
35 tory group A or B in the sentencing guidelines grid;  
36 (2) the defendant has no prior drug distribution and trafficking  
37 convictions;

38       (3) the defendant did not use violence or credible threats of violence or possess a firearm or other dangerous weapon, or induce another participant to do so, in connection with the offense;

41       (4) the offense did not result in the death or serious bodily injury to any person;

43       (5) the defendant is a minor participant in the manufacture, distribution or sale of controlled substances;

45       (6) the defendant is not charged with an offense involving minors.

47       A defendant who fails to meet said mitigating circumstances shall not be eligible for parole at two-thirds of the maximum sentence imposed for state prison sentence or at one-half of the maximum sentence imposed for a house of correction sentence, and shall serve the full sentence of imprisonment imposed and shall be subject to post release supervision as set forth in section 5 of chapter 211E.

1       SECTION 12. Section 130 of chapter 127 of the General Laws, 2 as so appearing, is hereby amended by striking out the first sentence and inserting in place thereof the following three sentences:— No prisoner shall be granted a parole permit merely as a reward for good conduct but only if the parole board is of the opinion that there is a reasonable probability that, if such prisoner is released, in light of appropriate conditions and community supervision, he will live and remain at liberty without violating the law and that his release is compatible with the welfare of society. In making this determination, the board shall consider whether, during the period of incarceration, the prisoner has participated in available work opportunities and education or treatment programs, and demonstrated good behavior. The board shall also consider whether risk reduction programs made available through collaboration with criminal justice agencies would minimize the probability of the prisoner re-offending once released.

1       SECTION 13. Section 136 of said chapter 127, as so appearing, 2 is hereby amended by adding the following sentence:— The 3 parole board shall have the option to (1) grant parole, subject to 4 the conditions or limitations as deemed appropriate, (2) deny 5 parole, subject to reconsideration at a specified date with recom-

6 mendations for interim program participation or treatment, or (3)  
7 deny parole.

1 SECTION 14. Section 5 of chapter 211F of the General Laws,  
2 as appearing in the 2000 Official Edition, is hereby amended by  
3 inserting after the word “justice”, in line 3, the following  
4 words:— , the house and senate committees on ways and means.

1 SECTION 15. The sentencing commission as established by  
2 chapter 211E of the General Laws shall monitor the implementa-  
3 tion of the sentencing guidelines for a period of 3 years after the  
4 effective date of this act. The sentencing commission shall review  
5 the application of the concurrent or consecutive sentencing provi-  
6 sions and the mandatory sentences in the prosecution of controlled  
7 substances for fair application of said sections consistent with the  
8 spirit and intent of this act.

1 SECTION 16. The provisions of this act shall take effect on  
2 January 1, 2006 and the sentencing guidelines and other related  
3 provisions contained herein shall apply to all felonies and misde-  
4 meanors committed on or after said date. All offenses committed  
5 prior to January 1, 2006 shall be governed by the laws, including,  
6 but not limited to, those on sentencing, parole, and probation, in  
7 effect at the time the offense is committed.